

1989

MY LETTER
TO CITY ETC

Interr. # 10-8
Group III
P.
Bob Casale

RECEIVED

OCT 18 1989

Region 7
Texas Air Control Board

October 10, 1989

City of Freeport Administration
128 East 4th Street
Freeport, Texas 77541

Dear Sirs:

We are bringing a continuous problem to your attention which we have complained about for several years.

The subject matter is the operation of Fish Engineering and Hercules Off-Shore Drilling Company.

We have enclosed a letter dated October 5, 1989 to that Company.

In general our complaints have been the exposure to dangerous chemicals, exposure to sand-blasting materials, and the loud abusive noises.

Each time we have complained to the city manager, the health department, members of city council, also to Mayor Alan Faulk and past Mayor Mark Vanderveer we have received no response to curtail the operation or safe-guard the health and safety of the adjacent residences.

As the October 5, 1989 letter indicates the present Company is engaged in the barge cleaning process. There is one case in particular that the residents were heavily exposed to benzene gas. I called the city manager and asked if he would send the health officer to investigate the matter. Two hours had passed and no-one appeared from the city to investigate. I then called back and the operator told me everyone had gone to lunch; apparently lunch is more important to the city than to go out and investigate persons who are being exposed to dangerous gases. Finally about three days later a city health officer and a member of the Texas Air Control Board came to the scene. At that point we had a lengthy discussion as to the problems we are having with these companies. At that time we again showed pictures of the leaves of the trees that had died due to chemical releases.

Dangerous chemicals are extracted from the barges and vents are being opened exposing residents to gas releases. There has been several incidents where the barges are brought in at night and the hatches are being opened during the time that the residents are sleeping; making us un-aware of the danger until morning.

The continuous sand-blasting which sometimes starts a 7:30 a.m. till dark has caused us many problems. We are unable to open our windows; our automobiles have been damaged and covered with the over-spray. Our downstairs patio is also always filled with

T&E 000165

particles of the sand-blasting. When we attempt to breath outdoors our lungs, throat, eyes and nose are filled with the particles. As we write this letter at 6:00 p.m. the sand-blasting is taking place. A cloud of dust can be visually seened. We are unable to open windows, the high pressure screeching sound from the sand-blasting can be heard from the furtherest room in our home.

About a month ago I requested that Mayor Alan Faulk meet me at my house to investigate this matter. When he visited, I showed him the close proximity of this business to our residences. He agreed that we do have a problem. I then showed him our downstairs patio; and asked him to rub his hand over the thick debris on a table top which was filled with over-spray from the business. I then asked him to investigate this matter further; as to what remedies can be taken to curtail and cease the annoying and dangerous process.

Three days past without word from Mayor Alan Faulk. I called him; to ask if he had finish his investigation. He responded that he had finish his investigation. He responded that he had talked to the city manager and city attorney and they said nothing could be done by the city because the city re-zoned the land to conduct that type of business. I told him, in the future, I wish to add on to my house, he said "quote" that you "Bob Casale" should straighten out that problem "being Hercules" before you add on to your house. He also told me that I should call Marvin Zindler from T.V. channel 13 in Houston; to have him investigate; maybe he could do something.

If I ever experienced deraliction of duty, from a govermental official this is a prime example.

We have also mentioned about the loud abusive noise. Many times durning the operational phase of this business they bang on barges and the sounds are heard through-out the subdivision.

The recorded facts relate that the business location has caused these problems for many years.

On April 17, 1989 the city of Freeport held a city council and planning commission public hearing to re-zone several parcels of land in and around the Bridge Harbor Subdivision, including the business in question. After hearing from approximately thirty persons opposing this zone change, the city ignored the complaints and went on to re-zone the land from light manufacturing to water-front heavy. This action to us was pure irresponsible and deliberate unconcern for the health and safety for near-by residence; knowing the dangerous consequence and nuisance that this change made.

Several times officals with the Texas Air Control Board told me that I should call the city of Freeport so that they could make an immediate investigation. I was told by city officals that the city did not have a qualified person to investigate.

As of this date we are requesting that the city of Freeport contact the County Health Department for assistance. I have had several discussions with County Judge John Damon and he stated that their office would assist if requested by the City of Freeport.

About 12:45 p.m. October 11, 1989 I met Robby Blair on the corner of [redacted]. He told me that he was investigating that mornings complaint. I showed him the over-spray blowing over the city street and pointed out the loud blasting noise. I also told him that he should talk to the shrimper Danny Marches working about two hundred feet from us, and adjacent to the barge being sand-blasted. He refused to go. I then went to Danny Marches and told him what had happen.

In summary we wish to inform, that city officals, have a moral and legal responsibility to the people and have a duty to safe-guard the safety and welfare of the citizens.

As of this date we find no documentation where the city of Freeport has made any attempt to safe-guard and protect the citizens in this case.

We here-by notify the city officals, who were resposiable for the damaging zone changes and allowing the problems to occur past and present; that we are holding them resposiable for damanges to health and property in this case.

In trust, we hope the city officals who are in-powered to act, and according to law; to safe-guard the citizens in this case, and act with deligence.

Thank You,

Bob Casale
Stella Casale
Bob and Stella Casale

cc:

Mayor Alan Faulk
Councilman:
Jim Phillips
Milan Miller
John Stanford
Horace Owings
Brazoria County Health Department

Texas Air Control Board
EPA
Jim Mattox - Texas Attorney General
J.E. "Buster" Brown - State Senator
John Willy - State Representative
Tom Delay - U.S. Representative

T&E 000167
000166

ENGINEERING & CONSTRUCTION, INC.

RECEIVED

JAN 26 1989

Region 7
Texas Air Control Board

January 25, 1989

Texas Air Control Board
6330 Hwy 290 East
Austin, Texas 78723

Attention: Bill Stewart, P.E.
Executive Director

Subject: Permit Exemption X-3561
Barge Cleaning Facility
Freeport, Brazoria County

Dear Sir:

Please be advised that effective January 20, 1989, Fish Engineering & Construction, Inc. sold the Fish Marine Yard to Hercules Offshore Drilling Company, 11381 Meadowglen Lane, Houston, Texas 77082. The mailing address, telephone number and type of business will remain the same.

We hereby request transfer of this registration to Hercules Offshore Drilling Company. Please adjust your records accordingly, and if additional information is desired, please contact the undersigned at the address indicated above.

Sincerely,



Tom Randolph
Marine Manager

TR/se

cc: Mr. Hunt
5555 West Loop, Suite 300
Bellaire, Texas 77401

T&E 000468

T&E 000469



**FISH
ENGINEERING &
CONSTRUCTION, INC.**

P.O. Box 22535 • Houston, Texas 77227



Mr. Hunt
5555 West Loop, Suite 300
Bellaire, Texas 77401





Strength through experience, equipment, know-how
11381 Meadowglen Lane □ Houston, Texas 77082 (713) 497-7934

January 25, 1989



Texas Air Control Board
6330 Hwy 290 East
Austin, Texas 78723

Attention: Bill Stewart, P.E.
Executive Director

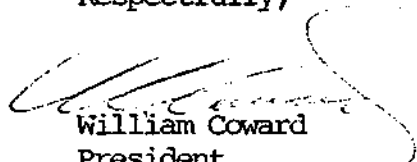
Subject: Permit Exemption X-3561
Barge Cleaning Facility
Freeport, Brazoria County

Dear Mr. Stewart:

As of January 20, 1989, Hercules Offshore Drilling Company acquired Fish Engineering & Construction, Inc. Marine Yard in Freeport, Texas.

We hereby request transfer of this registration to Hercules Offshore Drilling Company and agree to the existing terms and conditions of this registration.

Respectfully,



William Coward
President

WC/se

cc: Mr. Hunt
5555 West Loop, Suite 300
Bellaire, Texas 77401

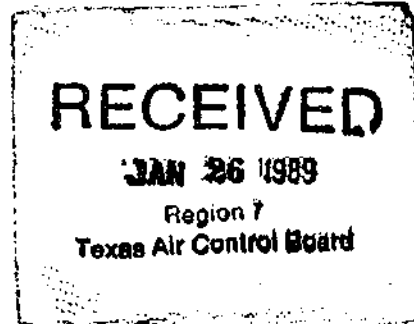
T&E 000467



Strength through experience, equipment, know-how

11381 Meadowglen Lane □ Houston, Texas 77082 (713) 497-7934

January 25, 1989



Texas Air Control Board
6330 Hwy 290 East
Austin, Texas 78723

Attention: Bill Stewart, P.E.
Executive Director

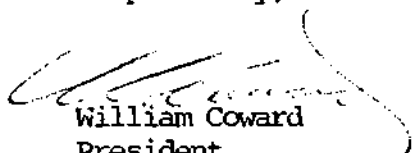
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Freeport, Brazoria County

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Respectfully,


William Coward
President

WC/se

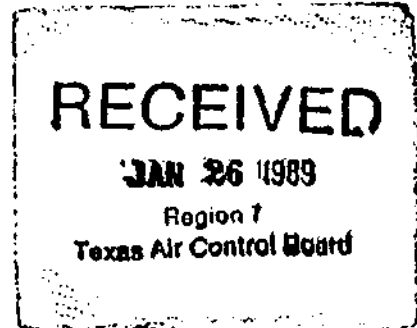
cc: Mr. Hunt
5555 West Loop, Suite 300
Bellaire, Texas 77401

T&E 000009



Strength through experience, equipment, know-how
11381 Meadowglen Lane □ Houston, Texas 77082 (713) 497-7934

January 25, 1989



Texas Air Control Board
6330 Hwy 290 East
Austin, Texas 78723

Attention: Bill Stewart, P.E.
Executive Director

Subject: Permit Exemption X-3561
Barge Cleaning Facility
Freeport, Brazoria County

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We hereby request transfer of this registration to Hercules Offshore Drilling Company and agree to the existing terms and conditions of this registration.

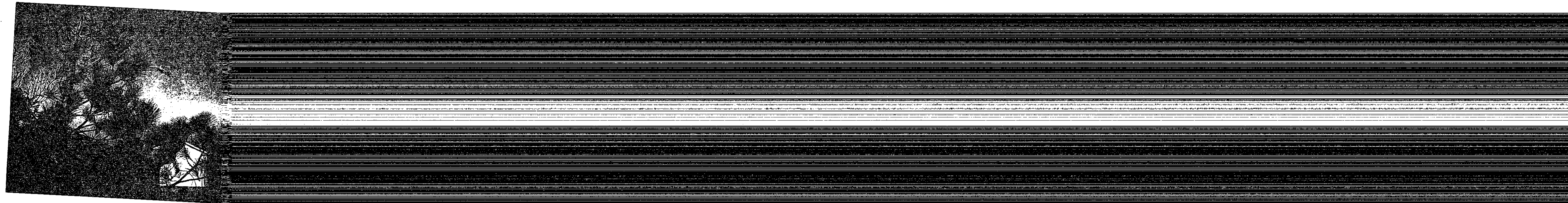
Respectfully,


William Coward
President

WC/se

cc: Mr. Hunt
5555 West Loop, Suite 300
Bellaire, Texas 77401

T&E 000750





T&E 000769

FEB 14 1989



Dr. William Coward
President
HERCULES OFFSHORE DRILLING COMPANY
11301 Pearcrown Lane
Houston, Texas 77082

*formerly
Fish Engineering
Change file labels*

Re: Change of Ownership
Permit No. X-13561
Barge Cleaning
Freeport, Brazoria County
Account ID No. BL-0115-V

Dear Mr. Coward:

We appreciate being informed that Hercules Offshore Drilling Company is the new owner of the referenced facility which was previously owned by Fish Engineering and Construction, Incorporated. Our files have been updated to indicate that the change of ownership has occurred.

We understand that there will be no change in the type of pollutants emitted and no increase in the quantity of emissions. You are reminded that the facility must be in compliance with all Rules and Regulations of the Texas Air Control Board and the requirements of this permit exemption at all times.

Thank you for this information and for your commitment to comply. Your cooperation and interest in air pollution control are appreciated.

Sincerely,
ORIGINAL SIGNED BY
LE PEWITT

Lawrence E. Pewitt, P.E.
Director, Permits Division

cc: Mr. Herbert W. Williams, Jr., Regional Director, Houston
Leo D. O'Gorman, M.D., Director, Brazoria County Health Department,
Angleton
Mr. Tom Randolph, Fish Engineering and Construction, Incorporated,
Houston

T&E 000473

FEB 14 1989



Mr. William Covard
President
HERCULES OFFSHORE DRILLING COMPANY
11301 Overcuppen Lane
Houston, Texas 77082

*formerly
Fish Engineering
Change file labels*

Re: Change of Ownership
Permit No. X-13861
Barge Cleaning
Freeport, Brazoria County
Account ID No. RL-6118-V

Dear Mr. Covard:

We appreciate being informed that Hercules Offshore Drilling Company is the new owner of the referenced facility which was previously owned by Fish Engineering and Construction, Incorporated. Our files have been updated to indicate that the change of ownership has occurred.

We understand that there will be no change in the type of pollutants emitted and no increase in the quantity of emissions. You are reminded that the facility must be in compliance with all Rules and Regulations of the Texas Air Control Board and the requirements of this permit exemption at all times.

Thank you for this information and for your commitment to comply. Your cooperation and interest in air pollution control are appreciated.

Sincerely,
**ORIGINAL SIGNED BY
LE PEWITT**

Lawrence E. Pewitt, P.E.
Director, Permits Division

cc: Mr. Herbert W. Williams, Jr., Regional Director, Houston
Leo D. O'Gorman, M.D., Director, Brazoria County Health Department,
Angleton
Mr. Tom Randolph, Fish Engineering and Construction, Incorporated,
Houston

T&E 000010

☒ VIOLATION☐ VIOLATION FOLLOWUP

D.P.

- ☒ Add
☐ Change
☐ Delete

INVESTIGATION/VIOLATION FORM
(BOLDFACED ITEMS ARE REQUIRED)DISTRIBUTION: 3/13/89
Blue - Region/Local Program
Canary - Data Entry/Region
Pink - Investigator/Data Entry

Account Number BL0016H Account Name: Fish Engineering
Date of Investigation (as MMDDYY) 030889 Off Hours (Y or N) N
Investigator Staffcode WPH Permit(s):
1 Primary Investigator Juriscode 020 Other Juriscode 1 _____ Other Juriscode 2 ✓
Site Name/Location: Freeport / near Hercules OFFSHORE
Person Contacted/Phone: MICKEY TINER / 229-8224

Investigation Number 235452 Related Previous Investigation Number _____
Federal Program (Y or N): NSPS / NESHAP Situation Number _____ (COMPLIANCE DIV. ONLY)
Investigation Type FILE In-House Investigation (Y or N) ✓ *EPN
Comment File Review for client - see notes - name change will follow

* * * FOR RECORDING REVIEWS OF COMPANY-SUBMITTED REPORTS ONLY * * *

Date Test Conducted (as MMDDYY) _____ Date Report Received (as MMDDYY) _____
Analysis Review Results (C,N,U) _____ Permit(s): _____ Retest Required? _____

Investigation Number _____ Related Previous Investigation Number _____
Federal Program (Y or N): NSPS / NESHAP Situation Number _____ (COMPLIANCE DIV. ONLY)
3 Investigation Type _____ In-House Investigation (Y or N) _____ *EPN
Comment _____

Investigation Number _____ Local Ordinance (Y or N) _____
Violation Number _____ (CHANGES/DELETES ONLY) Situation Number _____ (COMPLIANCE DIV. ONLY)
Cause/Description _____ (COMPLIANCE DIV. ONLY)
Rule Violated _____ Contamcode _____

Fill in the Following Applicable Items:

4 Permit Number _____ Permit Provision _____
Board Order Number _____ Court Order Number _____ CFR Part _____
*FIN Involved _____ Facility Name (optional) _____
Violation Type _____ (C=Clerical, N=Non-Clerical, I=Imminent Danger)
Date NOV Sent (as MMDDYY) _____
Date NOV Received (as MMDDYY) _____ (DEFAULTS TO 5 DAYS AFTER DATE NOV SENT)

Investigation Number _____ Local Ordinance (Y or N) _____
Violation Number _____ (CHANGES/DELETES ONLY) Situation Number _____ (COMPLIANCE DIV. ONLY)
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*SEE BACK FOR VALID CODES AND INVESTIGATION TYPE CODES MATRIX

*EPN REQUIRED FOR INVESTIGATION TYPES INDICATED ON BACK WITH AN *

*FIN REQUIRED FOR VOC VIOLATIONS AS INDICATED WITH A + IN THE USER'S MANUAL RULE TABLE

Investigator Signature: Paul Hunt Date: 3 8 89Approved By: RR Date: 3 8 89Screen ID: IV1, IV11, V11 Page 1 of 2 Pages

ACB 93A (12/1/87)

T&E 000406

Trig : Reg 7

CC : Austin Compliance

3-8-89

Paul Hunt to
Mickey Turner - Hercules offshore
T-report
BL-0016-H
Formerly Fish Engineering

Mickey called me on 3-6-89,
and questioned his permit status:
specifically he felt his facility would
have over 100 TPY emissions VOC. His
permit is for 17.4 TPY. That's
Permit Exemption X-3561. I reviewed
the file, discussed it with Bill Kwie,
and called Mickey back today. The
17.4 TPY refers to emissions in his Plant
site. 90% of his Barge cleaning of VOC
is conducted over the Barge Canal. Therefore
these emissions are exempt. I cautioned
him, though, about the potential for
nuisance Dust and odor from abrasive
cleaning, and from Barge holes and
cleaning solvents. He said he would
shut down when ever winds might carry
nuisance Dust or VOC odors to nearby
residents. I told him TACB
would likely conduct a full SIP within
a year. (I recommend we do so.)

Name change was sent Paul Hunt T&E 000407

☐ VIOLATION

☐ VIOLATION FOLLOWUP

D.P.
5/25/89

- ☒ Add
☐ Change
☐ Delete

INVESTIGATION/VIOLATION FORM
(BOLDFACED ITEMS ARE REQUIRED)

DISTRIBUTION:
Blue - Region/Local Program
Canary - Data Entry/Region
Pink - Investigator/Data Entry

Account Number B L 0118V Account Name: It-e-cules OFFSHORE
Date of Investigation (as MMDDYY) 04/28/89 Off Hours (Y or N) N
Investigator Staffcode WDL71 Permit(s):
1 Primary Investigator Juriscode 070 Other Juriscode 1 --- Other Juriscode 2 ---
Site Name/Location: F-report
Person Contacted/Phone: MICKY FLINER HOUSTON 229-822

Investigation Number 3358604 Related Previous Investigation Number
Federal Program (Y or N): NSPS NESHAP Situation Number (COMPLIANCE DIV. ONLY)
Investigation Type COS In-House Investigation (Y or N) --- *EPN
Comment complaint 0789 00110 missed
2 addr not confirmed

*** FOR RECORDING REVIEWS OF COMPANY-SUBMITTED REPORTS ONLY ***

Date Test Conducted (as MMDDYY) Date Report Received (as MMDDYY)
Analysis Review Results (C,N,U) Permit(s): Retest Required?

Investigation Number Related Previous Investigation Number
Federal Program (Y or N): NSPS NESHAP Situation Number (COMPLIANCE DIV. ONLY)
3 Investigation Type In-House Investigation (Y or N) --- *EPN
Comment

Investigation Number Local Ordinance (Y or N)
Violation Number (CHANGES/DELETES ONLY) Situation Number (COMPLIANCE DIV. ONLY)
Cause/Description (COMPLIANCE DIV. ONLY)
Rule Violated Contamcode
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Board Order Number Court Order Number CFR Part
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*SEE BACK FOR VALID CODES AND INVESTIGATION TYPE CODES MATRIX

*EPN REQUIRED FOR INVESTIGATION TYPES INDICATED ON BACK WITH AN *

*FIN REQUIRED FOR VOC VIOLATIONS AS INDICATED WITH A + IN THE USER'S MANUAL RULE TABLE

Investigator Signature: Paul Hunt Date: 5-8-89

Approved By: Date:

Screen ID: IV1, IV11, VLI Page of Pages

T&E 000408

ACB 93A (12/1/87)

Investigator's Comments
Hercules Offshore
Freeport, Brazoria County
Investigation No. 335860A

BL-0118-V
4/12/89
Page 3

Subject: Complaint 078900110 was received by the Region 7 office on April 5, 1989, and alleged that nuisance fumes from Hercules Offshore's barge cleaning operation were causing the complainant to have a runny nose and chest pains. Mr. Robby Blair, inspector for the City of Freeport referred the complaint to Region 7 and accompanied me on the investigation.

Investigative Findings: We arrived at the complainant's residence on April 12, 1989, at 9:35 a.m. The complainant has complained on this source in the past but nuisance has not been confirmed. He says Hercules opens barge hatches at night, allowing the fumes to drift over his home in the stable morning atmosphere. He requested information on Benzene from TACB and I referred him to Austin, Health Effects Division.

At 9:55 a.m. we met with Mr. Mickey Tiner, manager of Hercules' marine division. Mr. Tiner said that Hercules does not open barges prior to 8:00 a.m. and showed records for the several day period when the complaint was received which appeared to verify this statement. Nuisance odor was not confirmed at this time. Mr. Tiner conducted a short plant tour and invited us to come back at any time.

Recommendations: While I observed no nuisance odor during this investigation, the potential for nuisance conditions is present. The source of these nuisance conditions could be either Hercules Offshore's facility, miscellaneous barge traffic, some other as yet undetermined stationary source, or any combination of the above. More complaints from this area are likely. I recommend 1) utilize Mr. Blair's department with the City of Freeport as much as possible since he can respond much sooner than Region 7 and may be able to give us some input into the problem that would be lost to us due to the lengthy response time for us; and 2) that Region conduct an SIP investigation into the entire facility. An SIP is important because Hercules has moved another division onto the existing site which conducts maintenance on offshore rigs. I have no evidence to indicate that it is a permitted facility. Also, emissions from the barges are ducted into a landbased filtration system and may need to be included in the total emissions for the barge cleaning facility. Hercules is still a grandfathered source, but I believe that the ducting and filtering of these emissions was not a part of the original operation. If so, the barge cleaning facility may need to be permitted.

PR
EH Paul Hunt
Environmental Quality Specialist
Region 7
File: 04895860.wph

T&E 000409

☐ VIOLATION

☐ VIOLATION FOLLOWUP

☐ Add
☒ Change
☐ Delete

DISTRIBUTION: 7/13/89
Blue - Region/Local Program
Canary - Data Entry/Region
Pink - Investigator/Data Entry

ACCOUNT FORM

(BOLDFACED ITEMS ARE REQUIRED)

Account Number **BLOU8V**

County **Brazoria**

Jurisdiction **070**

*Account Status (AA, IA, DA) **IA**

Company Name **Hercules Offshore**

Site Name

1 Mailing Address 1 **PO Box 22535 11381 Meadowglan Lane**

Mailing Address 2

Mail: City **Houston**

State **TX**

Mail Zip **77027 82**

Location (Enter location in "Comment Entries" below with '15' as the code)

Nearcity **Freeport**

Location Zip **77541** SIC **9491**

Prncpl Bsnss **Barge Cleaning**

Manager's Name **Mickey Turner**

Title **Manager**

Ph # **(409) 229-8224**

Portable Account (Y or N) **N**

Federal (Y or N) **-**

*TSP Attain Status (A, N, U) **A**

*Class (UK, DR) **UK** (Add Only)

2 Sch. Inv. Mo. (1-12) **-**

Previous Location (Y or N) **-**

—Significant Contaminants—

Contam Code

Amount

PARTICULATE

SO₂

3 VOC

Code Line

Account Comment

16 0001 **Name Change from Fish Engineering and Construction to Hercules Offshore**

4

*SEE BACK FOR VALID CODES

*LINE NUMBER REQUIRED TO CHANGE OR DELETE A PREVIOUSLY ENTERED ACCOUNT COMMENT

Investigator Signature: _____

Date: _____

Approved By: _____

Date: _____

Screen ID: AC2, AC3, ACCL

Page ____ of ____ Pages

ACB 92 (12/1/87)

T&E 000415

☐ VIOLATION

☐ VIOLATION FOLLOWUP

D.P.

- ☐ Add
☐ Change
☐ Delete

INVESTIGATION/VIOLATION FORM
(BOLDFACED ITEMS ARE REQUIRED)

DISTRIBUTION: 7/13/89
Blue - Region/Local Program
Canary - Data Entry/Region
Pink - Investigator/Data Entry

Account Number BL 0118V Account Name: Hercules Offshore
Date of Investigation (as MMDDYY) 051789 Off Hours (Y or N) N
Investigator Staffcode LRPI Permit(s): _____
1 Primary Investigator Juriscode 07D Other Juriscode 1 _____ Other Juriscode 2 _____
Site Name/Location: Freight
Person Contacted/Phone: Mickey Tiner

Investigation Number 335916A Related Previous Investigation Number _____
Federal Program (Y or N): NSPS NESHAP Situation Number _____ (COMPLIANCE DIV. ONLY)
Investigation Type CDSV In-House Investigation (Y or N) N *EPN _____
Comment Concl. by D78802151

*** FOR RECORDING REVIEWS OF COMPANY-SUBMITTED REPORTS ONLY ***

Date Test Conducted (as MMDDYY) _____ Date Report Received (as MMDDYY) _____
Analysis Review Results (C,N,U) _____ Permit(s): _____ Retest Required? _____

Investigation Number _____ Related Previous Investigation Number _____
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Comment _____

Investigation Number _____ Local Ordinance (Y or N) _____
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Cause/Description _____ (COMPLIANCE DIV. ONLY)
Rule Violated _____ Contamcode _____

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*EPN REQUIRED FOR INVESTIGATION TYPES INDICATED ON BACK WITH AN *

*FIN REQUIRED FOR VOC VIOLATIONS AS INDICATED WITH A + IN THE USER'S MANUAL RULE TABLE

Investigator Signature: Larry Pridy Date: 7/5/89

Approved By: JPridy Date: 7/7/89

Screen ID: IVI, IVI1, VLI Page 1 of 3 Pages T & E 000416 ACB 93A (12/1/87)

Investigator's Comments
Hercules Offshore
Freeport, Brazoria County
Investigation No. 335916A

BL-0118-V
5/17/89
Page 3

Subject: On 5/17/89 complaint 078900151 was investigated. The complainant complained of benzene odors in the early morning hours from barge cleaning activities at Hercules Offshore.

Discussion: I arrived at this site at 4:00 p.m. on 5/17/89. Winds were from the east and southeast at 5-10 mph. I stopped at the complainant's residence but no one was home. I conducted an odor survey downwind of the Hercules facility and did not find any significant odors. I discussed the complaint with Mr. Buddy Dunn, of Hercules, who identified the complainant. He said that it had been company policy since the complainant had started complaining not to clean barges when there is a north wind. A northerly wind would blow odors in the complainant's direction. I later talked with Mr. Mickey Tiner, manager at Hercules, who confirmed that policy.

Summary: I did not find nuisance odors coming from Hercules Offshore during this investigation. Company personnel claim that barges are not cleaned during northerly winds which would impact the complainant.

Larry Priddy
Larry Priddy
Environmental Quality Specialist
Region 7

Filename: 05895916A.lrp

REQUEST TO DELETE

REQUESTED BY: Larry Pridely DATE: 6/5/89

SOURCE ACCOUNT: (ACCOUNT TO BE DELETED)

ACCOUNT NO: BL-0016-H CO. NAME: Fish Engineering and Construction
COUNTY: Brazoria LOCATION: Freeport

TARGET ACCOUNT: (VALID ACCOUNT)

ACCOUNT NO: BL-0118-V CO. NAME: Hercules Offshore Drilling Co.
COUNTY: Brazoria LOCATION: Freeport

REASON(S) FOR DELETION:

CO. BUYOUT ☒ ACCOUNT ADDED IN ERROR ☒

PLEASE EXPLAIN: Original Company - Fish Engineering had two account numbers for one source. Hercules Offshore acquired Fish Engineering and one of the accounts numbers should be deleted. BL-0016-H and BL-0118-V are duplicate accounts

ARE BOTH THE SOURCE ACCOUNT AND THE TARGET ACCOUNT LOCATED AT THE SAME GEOGRAPHICAL LOCATION? Yes

WHAT IS THAT LOCATION? Marlin Lane Freeport

ARE BOTH THE SOURCE ACCOUNT AND THE TARGET ACCOUNT LOCATED ON CONTIGUOUS PROPERTY? Yes

ARE BOTH THE SOURCE ACCOUNT AND THE TARGET ACCOUNT OPERATING UNDER A SINGLE OWNERSHIP? Yes

IF YES, WHO IS THE OWNER? Hercules Offshore Drilling Company

ALL ACCOUNT INFORMATION FOR THE TARGET ACCOUNT WILL APPEAR IN THE DATABASE AS DOCUMENTED UNLESS AN ACCOUNT CHANGE FORM IS SUBMITTED.

T&E000418

☒ VIOLATION

☐ VIOLATION FOLLOWUP

- ☒ Add
☐ Change
☐ Delete

INVESTIGATION/VIOLATION FORM
(BOLDFACED ITEMS ARE REQUIRED)

DISTRIBUTION:
Blue - Region/Local Program
Canary - Data Entry/Region
Pink - Investigator/Data Entry

Account Number BLO118V Account Name: Hercules Offshore

Date of Investigation (as MMDDYY) 08 09 89 Off Hours (Y or N) ---

Investigator Staffcode MAK1 Permit(s): ---

1 Primary Investigator Juriscode 070 Other Juriscode 1 --- Other Juriscode ---

Site Name/Location: 906 Martin / Freeport

Person Contacted/Phone: Jimmy Jackson 409 - 233-6371

Investigation Number 336615A Related Previous Investigation Number ---

Federal Program (Y or N): NSPS NESHAP Situation Number --- (COMPLIANCE DIV. ONLY)

*Investigation Type COS V In-House Investigation (Y or N) N *EPN ---

Comment Compl. ENV. in response to 078900250

2

*** FOR RECORDING REVIEWS OF COMPANY-SUBMITTED REPORTS ONLY ***

Date Test Conducted (as MMDDYY) --- Date Report Received (as MMDDYY) ---

Analysis Review Results (C,N,U) --- Permit(s): --- Retest Required? ---

Investigation Number 336615B Related Previous Investigation Number ---

Federal Program (Y or N): NSPS NESHAP Situation Number --- (COMPLIANCE DIV. ONLY)

3 *Investigation Type PMAP In-House Investigation (Y or N) N *EPN ---

Comment ---

Investigation Number 336615A Local Ordinance (Y or N) ---

Violation Number 0001 (CHANGES/DELETES ONLY) Situation Number --- (COMPLIANCE DIV. ONLY)

Cause/Description Nuisance Prohibition (COMPLIANCE DIV. ONLY)

Rule Violated 101.4 Contamcode 14570

Fill in the Following Applicable Items:

4

Permit Number --- Permit Provision ---

Board Order Number --- Court Order Number --- CFR Part ---

*FIN Involved --- Facility Name (optional) ---

Violation Type N (C=Clerical, N=Non-Clerical, I=Imminent Danger)

Date NOV Sent (as MMDDYY) 091989

Date NOV Received (as MMDDYY) --- (DEFAULTS TO 5 DAYS AFTER DATE NOV SENT)

Investigation Number 336615A Local Ordinance (Y or N) ---

Violation Number 0002 (CHANGES/DELETES ONLY) Situation Number --- (COMPLIANCE DIV. ONLY)

Cause/Description Air Pollution Prohibited (COMPLIANCE DIV. ONLY)

Rule Violated 4.01(a) TCAA Contamcode 14570

Fill in the Following Applicable Items:

4

Permit Number --- Permit Provision ---

Board Order Number --- Court Order Number --- CFR Part ---

*FIN Involved --- Facility Name (optional) ---

Violation Type N (C=Clerical, N=Non-Clerical, I=Imminent Danger)

Date NOV Sent (as MMDDYY) 091989

Date NOV Received (as MMDDYY) --- (DEFAULTS TO 5 DAYS AFTER DATE NOV SENT)

*SEE BACK FOR VALID CODES AND INVESTIGATION TYPE CODES MATRIX

*EPN REQUIRED FOR INVESTIGATION TYPES INDICATED ON BACK WITH AN *

*FIN REQUIRED FOR VOC VIOLATIONS AS INDICATED WITH A + IN THE USER'S MANUAL RULE TABLE

Investigator Signature: Mary A. Knotts

Date: 8/23/89

Approved By: ---

Date: ---

Investigator's Comments
Hercules Offshore
Freeport, Brazoria County
Investigation No. 336615A

BL-0118-V
8/9/89
Page 3

Purpose: This investigation was conducted in response to complaint No. 078900250 alleging nuisance dust from sandblasting and a choking chemical odor caused by Hercules Offshore, a neighboring barge cleaning and refurbishing operation. The complaint was received at approximately 2:10 p.m. on July 31, 1989.

Investigative Findings: At approximately 10:05 a.m. on August 9, 1989, Dwayne Meckler and I arrived in the vicinity of the complainant's residence and the Hercules Offshore facility. Sandblasting was being conducted on a barge at the Hercules facility (see attached photos). The dust was observed leaving the facility and traveling in a westerly direction towards the complainant's residence. The wind speed was 7 to 10 mph from a northeasterly direction (45-degrees NE). A visit was made to the complainant's residence. At approximately 10:20 a.m. we arrived at the residence. The dust from the sandblasting made it extremely uncomfortable for both Dwayne and I to breath. Inside the complainant's house it was better. I spoke with the complainants (husband and wife). They stated that the sandblasting had been going on since the previous day, only on that day the blasting was being done on a barge that was located on the west side of the facility and closer to their residence. The complainant said that the dust was so bad that they had to leave home. They stated that at this time they could just stay inside with the windows closed. The wind was from the same northeasterly wind direction. The complainants stated that the neighboring facility had been causing problems for a number of years. The problems alleged were: dust from sandblasting and the venting off of the chemical barges containing vaporous compounds (such as benzene, styrene and other things). The complainants were concerned that with a new grandchild on the way (which they expect to be caring for) that there may be danger from breathing the pollution. They recounted an incident that occurred about a year ago where styrene fumes were vented during the night while everyone was sleeping with the windows open. The fumes filled the house and everyone woke up coughing and choking. The fumes were alleged to have killed a tree and other vegetation. The facility was taken over by Hercules about a year and a half ago.

A change of ownership from Fish Engineering was submitted on January 25, 1989 and acknowledged by Lawrence Pewitt, Director, Permits Division Austin, on February 14, 1989 (letters in regional company file).

000058

Investigator's Comments
Hercules Offshore
Freeport, Brazoria County
Investigation No. 336615A

BL-0118-V
8/9/89
Page 4

Upon leaving the complainant's residence a coat of fine dust (which was not there before we entered the residence) had accumulated on the state car. The dust again made it uncomfortable for us to breath. It was 11:30 a.m. and the sandblasting was still going on. The wind was still from the northeast.

A visit was made to the Hercules Offshore facility where we spoke with Jimmy Jackson, Craft Supervisor. Mr. Jackson was informed of the complaint against the facility. Mr. Jackson stated that the complaints from the neighbor (located to the west of the facility) were ongoing. He reported that the neighbor complains about everything from odors to the noise that a passing private boat makes. Mr. Jackson provided us with a tour of facility. At the middle of the facility on the south side there were four workers sandblasting a barge which created a tremendous amount of dust. I asked Mr. Jackson if that much sandblasting was the normal amount of activity. He stated that usually there are two workers but this job had to be finished sooner than anticipated. At approximately 11:50 a.m. the sandblasting stopped apparently because it was lunchtime. The sandblasting was observed for one hour and 45 minutes. I asked Mr. Jackson if he could see that dust was being blown towards the houses located to the west of the plant, could be causing a problem. He answered yes. I informed Mr. Jackson that we observed a significant amount of fine dust downwind of the sandblasting. This dust amounted to a nuisance and a violation of Board Rule 101.4 and compliance was requested.

The facility was built in the early 1950's. A TACB special exemption (Exemption X-3561) was issued 5/8/82 for a barge cleaning facility expansion by the previous owner, Fish Engineering, but due to economic conditions tankage increases did not occur and the expansion was not initiated except for the installation of a hot water heater. The sandblasting operation was grandfathered.

During the tour, moderate odors were observed near the barge cleaning and gas-freeing section of the plant. No odors were observed off plant property, however. There was a barge waiting to be cleaned which had been use to transport styrene. Mr. Jackson stated that they were waiting for the right wind direction to de-gas the barge. He said that they made the barges gas-free when the wind was blowing away from the residences. There were no means for controlling vapors from

T&E 000059

Investigator's Comments
Hercules Offshore
Freeport, Brazoria County
Investigation No. 336615A

BL-0118-V
8/9/89
Page 5

the barges. The only means of avoiding nuisance odor from the gas-freeing operation is noting the wind direction. Due to the high potential for nuisance associated with the gas-freeing operating of the barges, sampling is recommended when this activity is being conducted.

The complainants were informed of the investigative findings and recommendations regarding the complaint. They were also encouraged to contact the regional office should the conditions recur.

Conclusion: Hercules Offshore Company will be issued a Notice of Violation for Board Rule 101.4, which consisted of nuisance dust from the sandblasting of a barge. This dust was in such concentration and duration as to adversely affect the breathing and to interfere with the normal use and enjoyment of the property of residents downwind of the sandblasting. No enforcement action is recommended pending receipt and review of a requested written response from the company.

No nuisance odors were detected at the time of the investigation, however, due to the high potential for nuisance when the barge venting and gas-freeing operation is being conducted, sampling is recommended to assess health affects and/or hazards.



Mary A. Knotts
Environmental Quality Specialist
Region 7

Filename: 08896615.mak

VIOLATION

VIOLATION FOLLOWUP

D.P.
8/23/89

- ☒ Add
☐ Change
☐ Delete

INVESTIGATION/VIOLATION FORM (BOLD FACED ITEMS ARE REQUIRED)

DISTRIBUTION:
Blue - Region/Local Program
Canary - Data Entry (log in)
Pink - Investigator/Data Entry

Account Number BLO118V Account Name: Hercules Offshore
Date of Investigation (as MMDDYY) 080989 Off Hours (Y or N) ---
Investigator Staffcode MAK1 Permit(s): ---
1 Primary Investigator Juriscode 070 Other Juriscode 1 Other Juriscode ---
Site Name/Location: 906 Martin / Freeport
Person Contacted/Phone: Jimmy Jackson 409 - 233-6371

Investigation Number 336615A Related Previous Investigation Number ---
Federal Program (Y or N): NSPS NESHAP Situation Number --- (COMPLIANCE DIV. ONLY)
Investigation Type COSV In-House Investigation (Y or N) N *EPN ---
Comment Compl. ENV. in response to 078900250 ---

2 * * * FOR RECORDING REVIEWS OF COMPANY-SUBMITTED REPORTS ONLY * * *
Date Test Conducted (as MMDDYY) --- Date Report Received (as MMDDYY) ---
Analysis Review Results (C,N,U) --- Permit(s): --- Retest Required? ---

Investigation Number 336615B Related Previous Investigation Number ---
Federal Program (Y or N): NSPS NESHAP Situation Number --- (COMPLIANCE DIV. ONLY)
3 Investigation Type PMAP In-House Investigation (Y or N) N *EPN ---
Comment ---

Investigation Number 336615A Local Ordinance (Y or N) ---
Violation Number 0002 (CHANGES/DELETES ONLY) Situation Number --- (COMPLIANCE DIV. ONLY)
Cause/Description Nuisance Prohibition (COMPLIANCE DIV. ONLY)
Rule Violated 101.4 Contamcode 14570

4 Fill in the Following Applicable Items:
Permit Number --- Permit Provision ---
Board Order Number --- Court Order Number --- CFR Part ---
*FIN Involved --- Facility Name (optional) ---
Violation Type N (C=Clerical, N=Non-Clerical, I=Imminent Danger)
Date NOV Sent (as MMDDYY) 091989
Date NOV Received (as MMDDYY) --- (DEFAULTS TO 5 DAYS AFTER DATE NOV SENT)

Investigation Number 336615A Local Ordinance (Y or N) ---
Violation Number 0002 (CHANGES/DELETES ONLY) Situation Number --- (COMPLIANCE DIV. ONLY)
Cause/Description Air Pollution Prohibited (COMPLIANCE DIV. ONLY)
Rule Violated 4.01(a) TCAA Contamcode 14570

4 Fill in the Following Applicable Items:
Permit Number --- Permit Provision ---
Board Order Number --- Court Order Number --- CFR Part ---
*FIN Involved --- Facility Name (optional) ---
Violation Type N (C=Clerical, N=Non-Clerical, I=Imminent Danger)
Date NOV Sent (as MMDDYY) 091989
Date NOV Received (as MMDDYY) --- (DEFAULTS TO 5 DAYS AFTER DATE NOV SENT)

- *SEE BACK FOR VALID CODES AND INVESTIGATION TYPE CODES MATRIX
- *FIN REQUIRED FOR INVESTIGATION TYPES INDICATED ON BACK WITH AN *
- *FIN REQUIRED FOR VOC VIOLATIONS AS INDICATED WITH A + IN THE USER'S MANUAL RULE TABLE

Investigator Signature: Mary A. Knotts Date: 8/23/89

Approved By: --- Date: ---

Investigator's Comments
Hercules Offshore
Freeport, Brazoria County
Investigation No. 336615A

BL-0118-V
8/9/89
Page 3

Purpose: This investigation was conducted in response to complaint No. 078900250 alleging nuisance dust from sandblasting and a choking chemical odor caused by Hercules Offshore, a neighboring barge cleaning and refurbishing operation. The complaint was received at approximately 2:10 p.m. on July 31, 1989.

Investigative Findings: At approximately 10:05 a.m. on August 9, 1989, Dwayne Meckler and I arrived in the vicinity of the complainant's residence and the Hercules Offshore facility. Sandblasting was being conducted on a barge at the Hercules facility (see attached photos). The dust was observed leaving the facility and traveling in a westerly direction towards the complainant's residence. The wind speed was 7 to 10 mph from a northeasterly direction (45 degrees NE). A visit was made to the complainant's residence. At approximately 10:20 a.m. we arrived at the residence. The dust from the sandblasting made it extremely uncomfortable for both Dwayne and I to breath. Inside the complainant's house it was better. I spoke with the complainants (husband and wife). They stated that the sandblasting had been going on since the previous day, only on that day the blasting was being done on a barge that was located on the west side of the facility and closer to their residence. The complainant said that the dust was so bad that they had to leave home. They stated that at this time they could just stay inside with the windows closed. The wind was from the same northeasterly wind direction. The complainants stated that the neighboring facility had been causing problems for a number of years. The problems alleged were: dust from sandblasting and the venting off of the chemical barges containing vaporous compounds (such as benzene, styrene and other things). The complainants were concerned that with a new grandchild on the way (which they expect to be caring for) that there may be danger from breathing the pollution. They recounted an incident that occurred about a year ago where styrene fumes were vented during the night while everyone was sleeping with the windows open. The fumes filled the house and everyone woke up coughing and choking. The fumes were alleged to have killed a tree and other vegetation. The facility was taken over by Hercules about a year and a half ago.

A change of ownership from Fish Engineering was submitted on January 25, 1989 and acknowledged by Lawrence Pewitt, Director, Permits Division Austin, on February 14, 1989 (letters in regional company file).

T&E 000411

Upon leaving the complainant's residence a coat of fine dust (which was not there before we entered the residence) had accumulated on the state car. The dust again made it uncomfortable for us to breath. It was 11:30 a.m. and the sandblasting was still going on. The wind was still from the northeast.

A visit was made to the Hercules Offshore facility where we spoke with Jimmy Jackson, Craft Supervisor. Mr. Jackson was informed of the complaint against the facility. Mr. Jackson stated that the complaints from the neighbor (located to the west of the facility) were ongoing. He reported that the neighbor complains about everything from odors to the noise that a passing private boat makes. Mr. Jackson provided us with a tour of facility. At the middle of the facility on the south side there were four workers sandblasting a barge which created a tremendous amount of dust. I asked Mr. Jackson if that much sandblasting was the normal amount of activity. He stated that usually there are two workers but this job had to be finished sooner than anticipated. At approximately 11:50 a.m. the sandblasting stopped apparently because it was lunchtime. The sandblasting was observed for one hour and 45 minutes. I asked Mr. Jackson if he could see that dust was being blown towards the houses located to the west of the plant, could be causing a problem. He answered yes. I informed Mr. Jackson that we observed a significant amount of fine dust downwind of the sandblasting. This dust amounted to a nuisance and a violation of Board Rule 101.4 and compliance was requested.

The facility was built in the early 1950's. A TACB special exemption (Exemption X-3561) was issued 5/8/82 for a barge cleaning facility expansion by the previous owner, Fish Engineering, but due to economic conditions tankage increases did not occur and the expansion was not initiated except for the installation of a hot water heater. The sandblasting operation was grandfathered.

During the tour, moderate odors were observed near the barge cleaning and gas-freeing section of the plant. No odors were observed off plant property, however. There was a barge waiting to be cleaned which had been use to transport styrene. Mr. Jackson stated that they were waiting for the right wind direction to de-gas the barge. He said that they made the barges gas-free when the wind was blowing away from the residences. There were no means for controlling vapors from

Investigator's Comments
Hercules Offshore
Freeport, Brazoria County
Investigation No. 336615A

BL-0118-V
8/9/89
Page 5

the barges. The only means of avoiding nuisance odor from the gas-freeing operation is noting the wind direction. Due to the high potential for nuisance associated with the gas-freeing operating of the barges, sampling is recommended when this activity is being conducted.

The complainants were informed of the investigative findings and recommendations regarding the complaint. They were also encouraged to contact the regional office should the conditions recur.

Conclusion: Hercules Offshore Company will be issued a Notice of Violation for Board Rule 101.4, which consisted of nuisance dust from the sandblasting of a barge. This dust was in such concentration and duration as to adversely affect the breathing and to interfere with the normal use and enjoyment of the property of residents downwind of the sandblasting. No enforcement action is recommended pending receipt and review of a requested written response from the company.

No nuisance odors were detected at the time of the investigation, however, due to the high potential for nuisance when the barge venting and gas-freeing operation is being conducted, sampling is recommended to assess health affects and/or hazards.



Mary A. Knotts
Environmental Quality Specialist
Region 7

Filename: 08896615.mak

☒ VIOLATION

☐ VIOLATION FOLLOWUP

D.P.
8/23/89

- ☒ Add
☐ Change
☐ Delete

INVESTIGATION/VIOLATION FORM
(BOLDFACED ITEMS ARE REQUIRED)

DISTRIBUTION:
Blue - Region/Local Program
Canary - Data Entry Region
Pink - Investigator/Data Entry

Account Number BLO118V Account Name: Hercules Offshore
Date of Investigation (as MMDDYY) 08 09 89 Off Hours (Y or N) ---
Investigator Staffcode MAK1 Permit(s): ---
1 Primary Investigator Juriscode 070 Other Juriscode 1 --- Other Juriscode 2 ---
Site Name/Location: 906 Martin / Freeport
Person Contacted/Phone: Jimmy Jackson 409 - 233-6371

Investigation Number 336615A Related Previous Investigation Number ---
Federal Program (Y or N): NSPS NESHAP Situation Number --- (COMPLIANCE DIV. ONLY)
Investigation Type COS V In-House Investigation (Y or N) N *EPN
Comment Compl. ENV. in response to 078900250

2 * * * FOR RECORDING REVIEWS OF COMPANY-SUBMITTED REPORTS ONLY * * *
Date Test Conducted (as MMDDYY) --- Date Report Received (as MMDDYY) ---
Analysis Review Results (C,N,U) --- Permit(s): --- Retest Required? ---

Investigation Number 336615B Related Previous Investigation Number ---
Federal Program (Y or N): NSPS NESHAP Situation Number --- (COMPLIANCE DIV. ONLY)
3 Investigation Type PMA P In-House Investigation (Y or N) N *EPN
Comment ---

Investigation Number 336615A Local Ordinance (Y or N) ---
Violation Number 000 (CHANGES/DELETES ONLY) Situation Number --- (COMPLIANCE DIV. ONLY)
Cause/Description Nuisance Prohibition (COMPLIANCE DIV. ONLY)
Rule Violated 101.4 Contamcode 14570

4 Fill in the Following Applicable Items:
Permit Number --- Permit Provision ---
Board Order Number --- Court Order Number --- CFR Part ---
*FIN Involved --- Facility Name (optional) ---
Violation Type N (C=Clerical, N=Non-Clerical, I=Imminent Danger)
Date NOV Sent (as MMDDYY) 091989
Date NOV Received (as MMDDYY) --- (DEFAULTS TO 5 DAYS AFTER DATE NOV SENT)

Investigation Number 336615A Local Ordinance (Y or N) ---
Violation Number 000 (CHANGES/DELETES ONLY) Situation Number --- (COMPLIANCE DIV. ONLY)
Cause/Description Air Pollution Prohibited (COMPLIANCE DIV. ONLY)
Rule Violated 4.01(a) TCAA Contamcode 14570

4 Fill in the Following Applicable Items:
Permit Number --- Permit Provision ---
Board Order Number --- Court Order Number --- CFR Part ---
*FIN Involved --- Facility Name (optional) ---
Violation Type N (C=Clerical, N=Non-Clerical, I=Imminent Danger)
Date NOV Sent (as MMDDYY) 091989
Date NOV Received (as MMDDYY) --- (DEFAULTS TO 5 DAYS AFTER DATE NOV SENT)

- *SEE BACK FOR VALID CODES AND INVESTIGATION TYPE CODES MATRIX
*EPN REQUIRED FOR INVESTIGATION TYPES INDICATED ON BACK WITH AN *
*FIN REQUIRED FOR VOC VIOLATIONS AS INDICATED WITH A + IN THE USER'S MANUAL RULE TABLE

Investigator Signature: Mary A. Knotts Date: 8/23/89

Approved By: --- Date: ---

Screen ID: IV1, IV11, VLI Page --- of --- Pages

ACB 93A (12/1/87)

T&E 000443

Investigator's Comments
Hercules Offshore
Freeport, Brazoria County
Investigation No. 336615A

BL-0118-V
8/9/89
Page 3

Purpose: This investigation was conducted in response to complaint No. 078900250 alleging nuisance dust from sandblasting and a choking chemical odor caused by Hercules Offshore, a neighboring barge cleaning and refurbishing operation. The complaint was received at approximately 2:10 p.m. on July 31, 1989.

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A change of ownership from Fish Engineering was submitted on January 25, 1989 and acknowledged by Lawrence Pewitt, Director, Permits Division Austin, on February 14, 1989 (letters in regional company file).

T&E 000462

Investigator's Comments
Hercules Offshore
Freeport, Brazoria County
Investigation No. 336615A

BL-0118-V
8/9/89
Page 4

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T&E 000463

Investigator's Comments
Hercules Offshore
Freeport, Brazoria County
Investigation No. 336615A

BL-0118-V
8/9/89
Page 5

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Mary A. Knotts
Environmental Quality Specialist
Region 7

Filename: 08896615.mak

T&E 000464

Air Quality Control Region 7
5555 West Loop, Suite 300
Bellaire, Texas 77401
713/666-4964

SEP 19 1989

CERTIFIED MAIL (P 540 376 592)
RETURN RECEIPT REQUESTED

Mr. Mickey Tiner
General Manager
Hercules Offshore Company
Post Office Drawer O
Freeport, Texas 77541

Re: Notice of Violation
General Rule 101.4
Account No. BL-0118-V

Dear Mr. Tiner:

On August 9, 1989, Ms. Mary Knotts and Mr. Dwayne Meckler of this office observed a violation of Section 4.01(a) of the Texas Clean Air Act (Act) and Board General Rule 101.4, (copies enclosed) at your barge repair and cleaning facility located at 906 Marlin Street in Freeport, Brazoria County. The violation was noted from 10:05 a.m. to 11:50 a.m. and consisted of nuisance due to dust from the sandblasting of a barge. The dust was found in such concentration and such duration as to adversely affect the breathing and to interfere with the normal use and enjoyment of the property of residents downwind of the sandblasting. Verbal notification of the violation was given to Mr. Jimmy Jackson, Craft Supervisor, on the above investigation date and expedient compliance was requested.

The Act mandates specific enforcement actions with regard to violations of any provision of the Act, or any rule or order of the Board. These enforcement actions include the issuance

T&E 000024

SEP 19 1989

of a board order and imposition of administrative penalties up to \$10,000 a day for each violation, or initiation of legal action for injunctive relief and/or civil penalties of \$50 to \$25,000 for each day and for each act of violation. In particular, the Act calls for mandatory compliance orders for nonclerical violations continuing thirty (30) days or more. The Board's enforcement obligations and alternatives are more fully explained in the enclosed "Enforcement Related Provisions of the Texas Clean Air Act".

Please notify this office of the circumstances relating to these violations and your plans for achieving prompt and continuous compliance. Your written response should be submitted within ten (10) days and should include a date by which continuous compliance will be achieved. The response should include the account number indicated in the reference line. If you have any questions with regard to this matter, please feel free to contact Ms. Knotts at this office.

Sincerely,

Original Signed By
Jenny Yang
Berbert W. Williams, Jr.
Regional Director

Enclosures

cc: Mr. David Henrichs, Acting Director, Compliance Division,
Austin

Mr. Leo D. O'Gorman, M.D., Director, Brazoria County
Health Department, Angleton

bcc: RW/RR/MK/rsv,board,faile

Filename: 08896615.mak

T&E 000025

Air Quality Control Region 7
5555 West Loop, Suite 300
Bellaire, Texas 77401
713/666-4964

SEP 19 1989

CERTIFIED MAIL (P 540 376 592)
RETURN RECEIPT REQUESTED

Mr. Mickey Tiner
General Manager
Hercules Offshore Company
Post Office Drawer O
Freeport, Texas 77541

Re: Notice of Violation
General Rule 101.4
Account No. BL-0118-V

Dear Mr. Tiner:

On August 9, 1989, Ms. Mary Knotts and Mr. Dwayne Meckler of this office observed a violation of Section 4.01(a) of the Texas Clean Air Act (Act) and Board General Rule 101.4, (copies enclosed) at your barge repair and cleaning facility located at 906 Marlin Street in Freeport, Brazoria County. The violation was noted from 10:05 a.m. to 11:50 a.m. and consisted of nuisance due to dust from the sandblasting of a barge. The dust was found in such concentration and such duration as to adversely affect the breathing and to interfere with the normal use and enjoyment of the property of residents downwind of the sandblasting. Verbal notification of the violation was given to Mr. Jimmy Jackson, Craft Supervisor, on the above investigation date and expedient compliance was requested.

The Act mandates specific enforcement actions with regard to violations of any provision of the Act, or any rule or order of the Board. These enforcement actions include the issuance

T&E 000470

SEP 19 1989

of a board order and imposition of administrative penalties up to \$10,000 a day for each violation, or initiation of legal action for injunctive relief and/or civil penalties of \$50 to \$25,000 for each day and for each act of violation. In particular, the Act calls for mandatory compliance orders for nonclerical violations continuing thirty (30) days or more. The Board's enforcement obligations and alternatives are more fully explained in the enclosed "Enforcement Related Provisions of the Texas Clean Air Act".

Please notify this office of the circumstances relating to these violations and your plans for achieving prompt and continuous compliance. Your written response should be submitted within ten (10) days and should include a date by which continuous compliance will be achieved. The response should include the account number indicated in the reference line. If you have any questions with regard to this matter, please feel free to contact Ms. Knotts at this office.

Sincerely,

Original Signed By
Jenny Yang
Herbert W. Williams, Jr.
Regional Director

Enclosures

cc: Mr. David Herricks, Acting Director, Compliance Division,
Austin

Mr. Leo D. O'Gorman, M.D., Director, Brazoria County
Health Department, Angleton

bcc: BW/RR/MK/rev, board, file

Filename: 00096615.mak

T&E 000471

Air Quality Control Region 7
5555 West Loop, Suite 300
Bellaire, Texas 77401
713/666-4964

SEP 15 1989

CERTIFIED MAIL (P 540 376 592)
RETURN RECEIPT REQUESTED

Mr. Mickey Tiner
General Manager
Hercules Offshore Company
Post Office Drawer 0
Freeport, Texas 77541

Re: Notice of Violation
General Rule 101.4
Account No. BL-0118-V

Dear Mr. Tiner:

On August 9, 1989, Ms. Mary Knotts and Mr. Dwayne Meckler of this office observed a violation of Section 4.01(a) of the Texas Clean Air Act (Act) and Board General Rule 101.4, (copies enclosed) at your barge repair and cleaning facility located at 906 Marlin Street in Freeport, Brazoria County. The violation was noted from 10:05 a.m. to 11:50 a.m. and consisted of nuisance due to dust from the sandblasting of a barge. The dust was found in such concentration and such duration as to adversely affect the breathing and to interfere with the normal use and enjoyment of the property of residents downwind of the sandblasting. Verbal notification of the violation was given to Mr. Jimmy Jackson, Craft Supervisor, on the above investigation date and expedient compliance was requested.

The Act mandates specific enforcement actions with regard to violations of any provision of the Act, or any rule or order of the Board. These enforcement actions include the issuance

T&E000404

SEP 19 1989

of a board order and imposition of administrative penalties up to \$10,000 a day for each violation, or initiation of legal action for injunctive relief and/or civil penalties of \$50 to \$25,000 for each day and for each act of violation. In particular, the Act calls for mandatory compliance orders for nonclerical violations continuing thirty (30) days or more. The Board's enforcement obligations and alternatives are more fully explained in the enclosed "Enforcement Related Provisions of the Texas Clean Air Act".

Please notify this office of the circumstances relating to these violations and your plans for achieving prompt and continuous compliance. Your written response should be submitted within ten (10) days and should include a date by which continuous compliance will be achieved. The response should include the account number indicated in the reference line. If you have any questions with regard to this matter, please feel free to contact Ms. Knotts at this office.

Sincerely,

Original Signed By

Jenny Yang

Herbert W. Williams, Jr.

Regional Director

Enclosures

cc: Mr. David Benrichs, Acting Director, Compliance Division,
Austin

Mr. Leo D. O'Gorman, M.D., Director, Brazoria County
Health Department, Angleton

bcc: RW/RH/MK/rsv, board, file

Filename: 08896615.mak

T&E 000405

Interr. # 16-8
Group III
R

Bob Casale
Rt. 3 - 135 Snapper Lane
Freeport, Texas 77541

RECEIVED

OCT 13 1989

Region 7
Texas Air Control Board

October 5, 1989

Hercules
General Manager
Rt. 3 - 904 Marlin Lane
Freeport, Texas 77541

Dear Sir:

For the past year that your company has been in business at the Freeport location adjacent to Bridge Harbor Subdivision, we have had major problems with your operation. As you know prior to your business being operated at that location we have had similar problems with the previous owners.

In the past and recently we have informed you of several issues which are damaging to our health and property.

First issue being the opening of chemical barges: I have been informed by the Texas Air Control Board and the EPA as to the hazardous materials your operation handles. In the past there has been times that our house and the subdivision were filled with the odor of styrene and benzene gas.

As you know it is un-lawful to open chemical hatches in the intercoastal water-way. We are concerned why your company would continue to operate in such a close proximity to residence.

Our second concern is your sand blasting operation. We have called you numerous times complaining about the over spray of the sand blasting entering our house and causing damage to our house and automobiles. I understand that the Texas Air Control Board sited you recently for that problem; but to no avail you continue your damaging practice.

Our third concern is the banging of barges all hours of the day and night. Your operation is a seven day a week; twenty four hours a day nuisance. Each time we call you about the noise, you increase the noise to annoy us even more.

Our fourth concern is the out-door loud speaker that you operate. We have called your attention to this many times and you continue to operate so that it's heard through-out the subdivision.

As you know at the time of our complaints we have called the Community Awareness and Emergency Response organization and called Mr. Jim Overman with Dow Chemical who investigated several complaints. Showing concern I was told by Mr. Overman that at

T&E 000168

one time Dow refused sending you barges because of your mis-handling. I was also told by BASF Corporation that they do not send barges to your business because of mis-handling.

We have experience sick conditions such as watery eyes, tightness of the chest, headaches and nasal congestion. At one time the chemicals from your operation killed all the leaves from the trees on the east side, through-out the whole subdivision.

We are informing your organization that we are holding you responsible and liable for any and all damages including health and property to us and demand that your operation cease to allow chemical gases and over spray of sand blasting to affect our home environment.

We trust that you take this matter into very critical consideration.

Thank You,

Bob Casale
Stella Casale

Bob and Stella Casale

cc:
Air Control Board
City of Freeport
U.S. Coast Guard - Galveston
EPA - Dallas
Tom Delay U.S. Representative
J.E. "Buster" Brown - State Senator
John Willy State Representative
State Attorney General

Residence of Bridge Harbor Subdivision:
Letter dated October 5, 1989

JEFF FOURRIER
66 MARLIN
FREEPORT, TX 77541
233-3605

DENNIS + JOANN HENSIEP
RT 2 BOX 117C
Bay C. + 4 TX 77541
116 RED FISH
FREEPORT TX 77541

B.K. Schoppins :
DeAnna Schoppins
P.O. Box 3010-H
118 Ball Fish Lane
Freeport, TX 77541

Ruth Busby
Rt. 3 Box 63 Marlin
Freeport, TX 77541
233-4817

Betty Lewis
Rt #3 Box 61 Marlin
Freeport TX 77541
233-0288

Julie Cunsworth
92 Dolphin Ln
Freeport, TX 77541
409-233-7935

James & Dorothy Kiering
101 Dolphin Lane
Freeport Texas 77541

BOB J. ARMSTRONG
38 TARPON LANE
265-5432

DANNY MANCHES
MARLIN LANE (SHIP BOAT)
233-3966 (MISS NE NE)

BEN SCHINAPI
82 DOLPHIN, LN.
233-3416 -

Mike Momen
87 Dolphin Ln. Rt. 3
Freeport, Tex. 77541
409-233-7227

Bob Casale
Rt. 3 - 135 Snapper Lane
Freeport, Texas 77541

October 5, 1989

Hercules
General Manager
Rt.3 - 904 Marlin Lane
Freeport, Texas 77541

Dear Sir:

For the past year that your company has been in business at the Freeport location adjacent to Bridge Harbor Subdivision, we have had major problems with your operation. As you know prior to your business being operated at that location we have had similar problems with the previous owners.

In the past and recently we have informed you of several issues which are damaging to our health and property.

First issue being the opening of chemical barges; I have been informed by the Texas Air Control Board and the EPA as to the hazardous materials your operation handles. In the past there has been times that our house and the subdivision were filled with the odor of styrene and benzene gas.

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Our third concern is the banging of barges all hours of the day and night. Your operation is a seven day a week; twenty four hours a day nuisance. Each time we call you about the noise, you increase the noise to annoy us even more.

Our fourth concern is the out-door loud speaker that you operate. We have called your attention to this many times and you continue to operate so that it's heard through-out the subdivision.

As you know at the time of our complaints we have called the Community Awareness and Emergency Response organization and called Mr. Jim Overman with Dow Chemical who investigated several complaints. Showing concern I was told by Mr. Overman that at

T&E 000452

one time Dow refused sending you barges because of your mis-handling. I was also told by BASF Corporation that they do not send barges to your business because of mis-handling.

We have experience sick conditions such as watery eyes, tightness of the chest, headaches and nasal congestion. At one time the chemicals from your operation killed all the leaves from the trees on the east side, through-out the whole subdivision.

We are informing your organization that we are holding you responsible and liable for any and all damages including health and property to us and demand that your operation cease to allow chemical gases and over spray of sand blasting to affect our home environment.

We trust that you take this matter into very critical consideration.

Thank You,

Bob Casale
Stella Casale

Bob and Stella Casale

cc:
Air Control Board
City of Freeport
U.S. Coast Guard - Galveston
EPA - Dallas
Tom Delay U.S. Representative
J.E. "Buster" Brown - State Senator
John Willy State Representative
State Attorney General

T&E 000453

Residence of Bridge Harbor Subdivision:
Letter dated October 5, 1989

JEFF FOURRIER

66 MARLIN

FREEPORT, TX 77541

233-3605

DENNIS + JOANN HENSBERG

RT 2 BOX 117C

Box C + 4 TX 77541

116 REDFISH

Freeport TX 77541

R.K. Schoppins :

Dorcas Schoppins

PO Box 2010-A

118 Redfish Lane

Freeport, TX 77541

Ruth Busby

RT 3 Box 3 Marlin

Freeport, TX 77541

233-4817

Betty Lewis

RT 3 Box 61 Marlin

Freeport TX 77541

233-0288

Julie Cainsworth

92 Dolphin Ln

Freeport, TX 77541

409-2337435

James & Parathy Perry

101 Dolphin Lane

Freeport Texas 77541

JOSE J. ARMSTRONG

98 TARPON LANE

365-5432

DANNY MANCHES

MARLIN LANE (SHARP POINT)

233-3466 (MISSISSIPPI)

BEN SCHNAPPI

82 DOLPHIN, LN.

233-3416

Mike Momen

87 Dolphin Ln. Rt. 3

Freeport, Tex. 77541

409-233-7227

RECORD OF FILE REVIEW

PLEASE COMPLETE THE FOLLOWING INFORMATION:

Your name BOB CASALE

Representing _____

Address 135 SNAPPER LN.
FREETPORT

Company name SELF

Permit number X3561 OR Compliance account no. BLO118V

Assisted by RR, Region 7

Date 10/9/89

T&E 000683

RECORD OF FILE REVIEW

PLEASE COMPLETE THE FOLLOWING INFORMATION:

Your name BOB CASALE

Representing _____

Address 135 SNAPPER LN.
FREEPORT

Company name SELF

Permit number X 3561 OR Compliance account no. BLO118V

Assisted by R12, Region 7

Date 10/9/89

RECORD OF FILE REVIEW

PLEASE COMPLETE THE FOLLOWING INFORMATION:

Your name Harry M. Walker

Representing H. M. Walker & Assoc Inc

Address 3321 E. Bayou Dr.

Company name Hercules Offshore

Permit number X-3561 OR Compliance account no. _____

Assisted by _____, Region 7

Date _____

RECORD OF FILE REVIEW

PLEASE COMPLETE THE FOLLOWING INFORMATION:

Your name DAVID DOWNARD

Representing P. L. & Associates

Address 2707 N Loop West Suite 900

Company name HERCULES OFFSHORE

Permit number VARIOUS OR Compliance account no. BL-0118-V

Assisted by _____, Region 7

Date _____

Bob Casale
Rt. 3 - 135 Snapper Lane
Freeport, Texas 77541

October 10, 1989

City of Freeport Administration
128 East 4th Street
Freeport, Texas 77541

Dear Sirs:

We are bringing a continuous problem to your attention which we have complained about for several years.

The subject matter is the operation of Fish Engineering and Hercules Off-Shore Drilling Company.

We have enclosed a letter dated October 5, 1989 to that Company.

In general our complaints have been the exposure to dangerous chemicals, exposure to sand-blasting materials, and the loud abusive noises.

Each time we have complained to the city manager, the health department, members of city council, also to Mayor Alan Faulk and past Mayor Mark Vanderveer we have received no response to curtail the operation or safe-guard the health and safety of the adjacent residences.

As the October 5, 1989 letter indicates the present Company is engaged in the barge cleaning process. There is one case in particular that the residents were heavily exposed to benzene gas. I called the city manager and asked if he would send the health officer to investigate the matter. Two hours had passed and no-one appeared from the city to investigate. I then called back and the operator told me everyone had gone to lunch; apparently lunch is more important to the city than to go out and investigate persons who are being exposed to dangerous gases. Finally about three days later a city health officer and a member of the Texas Air Control Board came to the scene. At that point we had a lengthy discussion as to the problems we are having with these companies. At that time we again showed pictures of the leaves of the trees that had died due to chemical releases.

Dangerous chemicals are extracted from the barges and vents are being opened exposing residents to gas releases. There has been several incidents where the barges are brought in at night and the hatches are being opened during the time that the residents are sleeping; making us un-aware of the danger until morning.

The continuous sand-blasting which sometimes starts at 7:30 a.m. till dark has caused us many problems. We are unable to open our windows; our automobiles have been damaged and covered with the over-spray. Our downstairs patio is also always filled with

T&E 000455

particles of the sand-blasting. When we attempt to breath outdoors our lungs, throat, eyes and nose are filled with the particles. As we write this letter at 6:00 p.m. the sand-blasting is taking place. A cloud of dust can be visually seen. We are unable to open windows, the high pressure screeching sound from the sand-blasting can be heard from the furthest room in our home.

About a month ago I requested that Mayor Alan Faulk meet me at my house to investigate this matter. When he visited, I showed him the close proximity of this business to our residences. He agreed that we do have a problem. I then showed him our downstairs patio; and asked him to rub his hand over the thick debris on a table top which was filled with over-spray from the business. I then asked him to investigate this matter further; as to what remedies can be taken to curtail and cease the annoying and dangerous process.

Three days past without word from Mayor Alan Faulk. I called him; to ask if he had finish his investigation. He responded that he had finish his investigation. He responded that he had talked to the city manager and city attorney and they said nothing could be done by the city because the city re-zoned the land to conduct that type of business. I told him, in the future, I wish to add on to my house, he said "quote" that you "Bob Casale" should straighten out that problem "being Hercules" before you add on to your house. He also told me that I should call Marvin Zindler from T.V. channel 13 in Houston; to have him investigate; maybe he could do something.

If I ever experienced dereliction of duty, from a governmental official this is a prime example.

We have also mentioned about the loud abusive noise. Many times during the operational phase of this business they bang on barges and the sounds are heard through-out the subdivision.

The recorded facts relate that the business location has caused these problems for many years.

On April 17, 1989 the city of Freeport held a city council and planning commission public hearing to re-zone several parcels of land in and around the Bridge Harbor Subdivision, including the business in question. After hearing from approximately thirty persons opposing this zone change, the city ignored the complaints and went on to re-zone the land from light manufacturing to water-front heavy. This action to us was pure irresponsible and deliberate unconcern for the health and safety for near-by residences; knowing the dangerous consequence and nuisance that this change made.

Several times officials with the Texas Air Control Board told me that I should call the city of Freeport so that they could make an immediate investigation. I was told by city officials that the city did not have a qualified person to investigate.

As of this date we are requesting that the city of Freeport contact the County Health Department for assistance. I have had several discussions with County Judge John Damon and he stated that their office would assist if requested by the City of Freeport.

About 12:45 p.m. October 11, 1989 I met Robby Blair on the corner of Snapper and Marlin Lane. He told me that he was investigating that mornings complaint. I showed him the over-spray blowing over the city street and pointed out the loud blasting noise. I also told him that he should talk to the shrimper Danny Marches working about two hundred feet from us, and adjacent to the barge being sand-blasted. He refused to go. I then went to Danny Marches and told him what had happen.

In summary we wish to inform, that city officals, have a moral and legal responsibility to the people and have a duty to safe-guard the safety and welfare of the citizens.

As of this date we find no documentation where the city of Freeport has made any attempt to safe-guard and protect the citizens in this case.

We here-by notify the city officals, who were resposiable for the damaging zone changes and allowing the problems to occur past and present; that we are holding them resposiable for damanges to health and property in this case.

In trust, we hope the city officals who are in-powered to act, and according to law; to safe-guard the citizens in this case, and act with deligence.

Thank You,

Bob Casale
Stella Casale
Bob and Stella Casale

cc:

Mayor Alan Faulk
Councilman:
Jim Phillips
Milan Miller
John Stanford
Horace Owings
Brazoria County Health Department

Texas Air Control Board
EPA
Jim Mattox - Texas Attorney General
J.E. "Buster" Brown - State Senator
John Willy - State Representative
Tom Delay - U.S. Representative



128 EAST 4TH STREET / FREEPORT, TEXAS 77541 / (409) 233-3526

COMPLAINT FORM

Date Received 10-13-8

Time Received 9:00

VIOLATION INFORMATION

☒ Date: 10-13-88 Time: 9:00

Nature of Violation: _____

See Attached Sheet. Dated Oct 5, 1981, Signed
By [Signature]

☒ LOCATION

Name: Hercules

Address: Rt. 3 904 Mallin Lane

Phone: _____

☒ OWNER OF BUSINESS/PROPERTY

Name: Hercules

Address: Rt 3 904 Mallin Lane

Phone: Freeport Texas 77541

☒ COMPLAINANT INFORMATION

Name: Bob Casale

Address: Rt #3

Phone: Freeport Texas 77541

☒ Business Name: Same As Corp

Business Address: _____

Phone: _____

☒ [Signature]
Signature of Complainant

INVESTIGATION OF COMPLAINT

Date: 10-13-88 Time: 9:00

Investigation Revealed: _____

T&E000063



128 EAST 4TH STREET / FREEPORT, TEXAS 77541 / (409) 233-3526

COMPLAINT FORM

Date Received 10-13-89

Time Received 9:45 AM

VIOLATION INFORMATION

Date: 10-13-89 Time: 9:45 AM

Nature of Violation:

See Attached Sheet (Letter) dated Oct. 5, 1989
Received by, Bobby Blair

LOCATION

Name: Hercules
Address: Rt 3 904 Marlin Lane
Phone: _____

OWNER OF BUSINESS/PROPERTY

Name: Hercules
Address: Rt 3 904 Marlin Lane
Phone: Freeport, Tx 77541

COMPLAINANT INFORMATION

Name: B.K. Schoggins
Address: 118 Redfish Lane
Phone: Freeport, Tx 77541

Business Name: same as complaint
Business Address: _____
Phone: _____

B.K. Schoggins
Signature of Complainant

INVESTIGATION OF COMPLAINT

Date: 10-13-89 Time: 9:45 A.M.

Investigation Revealed: _____

T&E 000064



128 EAST 4TH STREET / FREEPORT, TEXAS 77541 / (409) 233-3526

COMPLAINT FORM

Date Received 10-13-89

Time Received 10:00 A.M.

VIOLATION INFORMATION

Date: 10-13-89 Time: 10:00 A.M.

Nature of Violation:

See attached sheet (letter) dated Oct 5, 1989 - Sheet
Received by Bobby Blair

LOCATION

Name: Hercules
Address: Rt 3 904 Marlin Lane
Phone: Freeport, Tx 77541

OWNER OF BUSINESS/PROPERTY

Name: Hercules
Address: Rt 3 904 Marlin Lane
Phone: Freeport, Tx 77541

COMPLAINANT INFORMATION

✓ Name: Julie Amador
Address: 92 Dolphin Ln
Phone: 2337935

Business Name: Same as Complain
Business Address: _____
Phone: _____

✓ Julie Amador
Signature of Complainant

INVESTIGATION OF COMPLAINT

Date: 10-13-89 Time: 10:00 A.M.

Investigation Revealed: _____

T&E 000065

Mr. B.K. Schoggin
118 Redfish Lane
Freeport, TX 77541

On October 11, 1989, at 9:45 a.m. Freeport Code Compliance Inspector and the Brazoria County Health Inspector and I visited Mr. and Mrs. B.K. Schoggins at their home. Mr. Schoggins signed a complaint against Hercules Offshore Drilling Company complaining of chemical odors that he notice occasionally when the winds blow out of the Northeast as he feels that they are coming from Hercules Offshore Drilling Company. Though he does not smell the odors all the time he was concerned about one particular Sunday in which he noticed the odor to be extremely offensive and was concerned of its chemical content and a repeated incidence. He wanted reassurance that the chemicals in the air were not harmful to him and his family.

We thanked Mr. and Mrs. Schoggin for their assistance and told them we would investigate further into their concerns.

T&E 000066

Julie Ainsworth
92 Dolphin Lane
Freeport, TX 77541

On October 11, 1989 at 10:00 a.m. Freeport Code Compliance Inspector and, the Brazoria County Health Inspector and myself visited Ms. Julie Ainsworth at her home. Ms. Ainsworth signed a complaint against Hercules Offshore Drilling Company at this time. She says she has been living at Bridge Harbor subdivision for the last three months and plans to stay until their house is sold. She stated she and her two children have not been feeling well the whole time. She claims to have allergies and one of the children has been to the doctor for a rash problem. The doctor has prescribed medication for the rash but offered no diagnosis as to what caused it. Ms. Ainsworth says she can not open her windows in the house because of the chemical odors that she believes comes from Hercules Offshore Drilling Company. She expresses her concern about the odors and thinks it might be affecting her allergies since she feels worse at her current location than where she used to live. The Brazoria County Health Inspector mentioned that due to the very dry weather in Brazoria County and being fall season be noticed that many residents throughout Brazoria were experiencing breathing problems related to allergies from ragweed and other related matter in the air. We asked if she received any doctors' reports relating the cause of her or her children's illness to any chemical exposure and she stated that no doctor has claimed any chemical-related illness at this time.

We thanked Ms. Ainsworth for her assistance with our report and went to Hercules Offshore Drilling Company to talk to the General Manager Mr. Tinner.

Mr. Tinner
Hercules Offshore Drilling Company
Freeport, TX 77541

When investigating Hercules Offshore Drilling Company at approximately 11:00 a.m. on October 11, 1989 we watched for signs of dead foliage along the roadway to the entrance of the business as well as outside of the fenced-in area at the location. We walked around the barge drydock facility where sandblasting operations are performed, which is directly behind a large mound of dirt where weeds and grass are growing. We did not see any signs of dead foliage nor experience eye-irritating fumes any time during our visit. Of the several barges at the site only one particular barge appeared to have odors but this could not be detected until one got close to the barge dry dock area.

We talked with General Manager Micky Tinner to assess Mr. Castle's complaints. He said he was aware of Mr. Casale's concerns and had taken measures to prevent discomforts that might be irritate area residents.

Mr. Tinner stated that policies had been implemented to prevent any sand from the sandblasting operations to drift onto properties toward the Bridge Harbor area when Mr. Casales's concerns were first raised. According to Mr. Tinner, Hercules Offshore Drilling's policy is to discontinue all operations when winds blow out of the Northeast toward Bridge Harbor. Mr. Tinner showed us the techniques used in measuring the distance and direction in which the sand moves during blasting operations. Mr. Tinner mentioned that it was very costly to shut his operations down when the winds blew out of the Northeast.

Mr. Tinner mentioned that his company was trying to eliminate concerns regarding sand coming from his business by erecting a 24 foot tall and 400 foot long tennis court-type fence made of plastic material around the sandblasting operation in such a way that it would create a wind tunnel and help direct air flow away from the direction of the Bridge Harbor subdivision. The fence materials are on order and the fence should be erected soon.

We asked Mr. Tinner about Mr. Casale's concerns of being exposed to dangerous chemicals at his residence, particularly the incident Mr. Casale referred to in his letter of October 10, 1988, where he states that "residents were heavily exposed to benezene gas." Mr. Tinner said that the barge Mr. Casale was concerned about had unloaded the chemical Benezene in Houston and its tanks flushed before arriving at his facility. According to Mr. Tinner the only reason Mr. Casale knew that the barge had contained Benzene products was because he had read warning signs on the side of the barge with his binoculars as he often does.

Mr. Tinner stated that before work was done on any barges brought to his facility they must be inspected and certified before his men can go inside to do any hot work or cleaning. Certified equipment (air detectors) must

T&E 000068

be used to perform such inspections and are necessary to get the certification that is required of Hercules Offshore Drilling. We were shown original documents of certificates where permission was received to begin work on barges. We were told that all the certificates and records were kept on file at all times to show what barges are brought on the premises.

Mr. Tanner mentioned that precautions are taken to insure the safety of his employees as well as the community. He said that they sometimes have up to forty five men working in and around the barges on a daily basis.

Mr. Tinner said that he has talked to the Texas Air Control Board in the past and that they have been to his business to monitor the quality of air in the surrounding area. (I personally have not seen the Texas Air Control Board's findings at this time).

We asked Mr. Tinner about Mr. Casale's noise complaint and he stated that a majority of the noise Mr. Casale complains of comes during the very late or early hours of the morning. Mr. Tinner said his men work occasional overtime until 7:00 or 8:00 p.m. at night but their usual work hours are from 7:30 a.m. to 3:30 p.m. They do work overtime on some weekends if they have to get a barge contract completed. We discussed with Mr. Tanner the City's noise ordinances restricting loud noises from 11:00 p.m. until 7:00 a.m. Sunday through Saturday and from 11:00 p.m. Saturday through Sunday afternoon until 1:00 p.m. and told him that we expected the ordinances would continue to be observed.

DATE: 10-10-88

TO: Robby Blair, Meryl Walters and Earl Heath

FROM: Jo-Ann Proctor

Re: Nuisance odor at Bridge Harbor

An investigation of Mr. Casale's complaint revealed no odor, no eye irritating fumes and no dead foliage. In investigating Fish Engineering, I discovered the work performed there was heavily regulated and all procedures were well documented. Mr. Tom Randolph, the Fabrication/Marine Manager was very cooperative in showing me the entire dock facility and explaining what type of work took place there. He also explained the precautions taken regarding safety and steps to not inconvenience Mr. Casale. He supplied me with safety reports to read from numerous local, State and Federal agencies. He also gave me a copy of one of their Marine Chemist Certificates (see attached) which is issued prior to work being done on each barge. He explained he had experienced many complaints from Mr. Casale and Fish Engineering had gone to great lengths to alleviate Mr. Casale's fears. When he complained of a bad odor, Fish added a cherry-vanilla fragrance but Mr. Casale continued to complain on the basis of in his opinion, any chemical which had an odor was toxic.

Since Mr. Randolph is well aware of Mr. Casale's presence, it is policy not to open barge tanks which might release obnoxious or toxic fumes when the wind is blowing from the North-East which could possibly carry the fumes over Mr. Casale's property. According to Mr. Randolph's records there had been no tanks opened on the date and time which Mr. Casale was complaining. Furthermore, Jim Mueth of the U.S. Coast Guard/Marine Safety Division, had been present on the Fish Engineering dock from approximately 10:40 AM until 4:00 PM on October 7, 1988 and had not noted any odor. Mr. Randolph did not feel his dock had been the source of any nuisance odors or toxic fumes that date.

Today I received a call from Paul Hunt with the Texas Air Control Board. He will be in my office tomorrow morning. He would like for me to accompany him on an investigation of Mr. Casale's complaint. I would appreciate any further instructions you may have.

Sincerely,



Jo-Ann Proctor,
Health Inspector

JAP:saa

T&E 000070



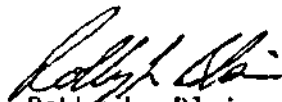
128 EAST 4TH STREET / FREEPORT, TEXAS 77541 / (409) 233-3526

October 16, 1989

In summary to this preliminary report I have spoken to Ms. Mary Knotts of the Compliance Section of the Texas Air Control Board on the 16th of October 1989, to request that I accompany her on investigation of Mr. Casale's complaint. She is scheduled to arrive in Freeport Tuesday October 17, 1989.

As of this date there are two complaint reports at Bridge Harbor; one dated October 10, 1989 and one dated October 13, 1989. A complete report will follow after above inspection with Air Control Inspector.

Sincerely


Robby L. Blair
Building Official
City of Freeport

RLB:sd

T&E 000071



128 EAST 4TH STREET / FREEPORT, TEXAS 77541 / (409) 233-3526

COMPLAINT FORM

Date Received 10-13-81

Time Received 9:00

VIOLATION INFORMATION

Y Date: 10-13-81 Time: 9:00

Nature of Violation:

See Attached Sheet. Dated Oct 5, 1981, Sent to
By Betty L. L.

Y LOCATION

Name: Hercules
Address: Rt. 3 904 Mallin Lane
Phone: _____

Y OWNER OF BUSINESS/PROPERTY

Name: Hercules
Address: Rt. 3 904 Mallin Lane
Phone: Freeport Texas 77541

Y COMPLAINTANT INFORMATION

Name: Bob Casale
Address: Rt. 3
Phone: Freeport Texas 77541

Y Business Name: Same as Compl.
Business Address: _____
Phone: _____

Betty L. L.
Signature of Complaintant

INVESTIGATION OF COMPLAINT

Date: 10-13-81 Time: 9:06

Investigation Revealed: _____

T&E 000154



128 EAST 4TH STREET / FREEPORT, TEXAS 77541 / (409) 233-3526

COMPLAINT FORM

Date Received 10-13-89

Time Received 9:45 AM

VIOLATION INFORMATION

Date: 10-13-89 Time: 9:45 AM

Nature of Violation:

See Attached Sheet (letter) dated Oct. 5, 1989, Sheet
Received by, Bobby Blair

LOCATION

Name: Hercules
Address: Rt 3 904 Marlin Lane
Phone: _____

OWNER OF BUSINESS/PROPERTY

Name: Hercules
Address: Rt 3 904 Marlin Lane
Phone: Freeport, TX 77541

COMPLAINANT INFORMATION

Name: B.K. Schoggins
Address: 118 Redfish Lane
Phone: Freeport, Tx 77541

Business Name: same as complaint
Business Address: _____
Phone: _____

B.K. Schoggins
Signature of Complainant

INVESTIGATION OF COMPLAINT

Date: 10-13-89 Time: 9:45 A.M.

Investigation Revealed: _____

T&E 000155



128 EAST 4TH STREET / FREEPORT, TEXAS 77541 / (409) 233-3526

COMPLAINT FORM

Date Received 10-13-89

Time Received 10:00 A.M.

VIOLATION INFORMATION

Date: 10-13-89 Time: 10:00 A.M.

Nature of Violation:

See attached sheet (letter) dated Oct 5, 1989 - Sheet
Received by Babby Blair

LOCATION

Name: Hercules
Address: Rt 3 904 Marlin Lane
Phone: Freeport, Tx 77541

OWNER OF BUSINESS/PROPERTY

Name: Hercules
Address: Rt 3 904 Marlin Lane
Phone: Freeport, Tx 77541

COMPLAINANT INFORMATION

✓ Name: Julie Annunzio
Address: 92 Dolphin Ln
Phone: 2337935

Business Name: Same as Complaint
Business Address: _____
Phone: _____

✓ Julie Annunzio
Signature of Complainant

INVESTIGATION OF COMPLAINT

Date: 10-13-89 Time: 10:00 A.M.

Investigation Revealed: _____

Mr. B.K. Schoggin
118 Redfish Lane
Freeport, TX 77541

On October 11, 1989, at 9:45 a.m. Freeport Code Compliance Inspector and the Brazoria County Health Inspector and I visited Mr. and Mrs. B.K. Schoggins at their home. Mr. Schoggins signed a complaint against Hercules Offshore Drilling Company complaining of chemical odors that he notice occasionally when the winds blow out of the Northeast as he feels that they are coming from Hercules Offshore Drilling Company. Though he does not smell the odors all the time he was concerned about one particular Sunday in which he noticed the odor to be extremely offensive and was concerned of its chemical content and a repeated incidence. He wanted reassurance that the chemicals in the air were not harmful to him and his family.

We thanked Mr. and Mrs. Schoggin for their assistance and told them we would investigate further into their concerns.

Julie Ainsworth
92 Dolphin Lane
Freeport, TX 77541

On October 11, 1989 at 10:00 a.m. Freeport Code Compliance Inspector and, the Brazoria County Health Inspector and myself visited Ms. Julie Ainsworth at her home. Ms. Ainsworth signed a complaint against Hercules Offshore Drilling Company at this time. She says she has been living at Bridge Harbor subdivision for the last three months and plans to stay until their house is sold. She stated she and her two children have not been feeling well the whole time. She claims to have allergies and one of the children has been to the doctor for a rash problem. The doctor has prescribed medication for the rash but offered no diagnosis as to what caused it. Ms. Ainsworth says she can not open her windows in the house because of the chemical odors that she believes comes from Hercules Offshore Drilling Company. She expresses her concern about the odors and thinks it might be affecting her allergies since she feels worse at her current location than where she used to live. The Brazoria County Health Inspector mentioned that due to the very dry weather in Brazoria County and being fall season be noticed that many residents throughout Brazoria were experiencing breathing problems related to allergies from ragweed and other related matter in the air. We asked if she received any doctors' reports relating the cause of her or her children's illness to any chemical exposure and she stated that no doctor has claimed any chemical-related illness at this time.

We thanked Ms. Ainsworth for her assistance with our report and went to Hercules Offshore Drilling Company to talk to the General Manager Mr. Tinner.

Mr. Tinner
Hercules Offshore Drilling Company
Freeport, TX 77541

When investigating Hercules Offshore Drilling Company at approximately 11:00 a.m. on October 11, 1989 we watched for signs of dead foliage along the roadway to the entrance of the business as well as outside of the fenced-in area at the location. We walked around the barge drydock facility where sandblasting operations are performed, which is directly behind a large mound of dirt where weeds and grass are growing. We did not see any signs of dead foliage nor experience eye-irritating fumes any time during our visit. Of the several barges at the site only one particular barge appeared to have odors but this could not be detected until one got close to the barge dry dock area.

We talked with General Manager Micky Tinner to assess Mr. Castle's complaints. He said he was aware of Mr. Casale's concerns and had taken measures to prevent discomforts that might be irritate area residents.

Mr. Tinner stated that policies had been implemented to prevent any sand from the sandblasting operations to drift onto properties toward the Bridge Harbor area when Mr. Casale's concerns were first raised. According to Mr. Tinner, Hercules Offshore Drilling's policy is to discontinue all operations when winds blow out of the Northeast toward Bridge Harbor. Mr. Tinner showed us the techniques used in measuring the distance and direction in which the sand moves during blasting operations. Mr. Tinner mentioned that it was very costly to shut his operations down when the winds blew out of the Northeast.

Mr. Tinner mentioned that his company was trying to eliminate concerns regarding sand coming from his business by erecting a 24 foot tall and 400 foot long tennis court-type fence made of plastic material around the sandblasting operation in such a way that it would create a wind tunnel and help direct air flow away from the direction of the Bridge Harbor subdivision. The fence materials are on order and the fence should be erected soon.

We asked Mr. Tinner about Mr. Casale's concerns of being exposed to dangerous chemicals at his residence, particularly the incident Mr. Casale referred to in his letter of October 10, 1989, where he states that "residents were heavily exposed to benzene gas." Mr. Tinner said that the barge Mr. Casale was concerned about had unloaded the chemical Benzene in Houston and its tanks flushed before arriving at his facility. According to Mr. Tinner the only reason Mr. Casale knew that the barge had contained Benzene products was because he had read warning signs on the side of the barge with his binoculars as he often does.

Mr. Tinner stated that before work was done on any barges brought to his facility they must be inspected and certified before his men can go inside to do any hot work or cleaning. Certified equipment (air detectors) must

T&E 000159

be used to perform such inspections and are necessary to get the certification that is required of Hercules Offshore Drilling. We were shown original documents of certificates where permission was received to begin work on barges. We were told that all the certificates and records were kept on file at all times to show what barges are brought on the premises.

Mr. Tanner mentioned that precautions are taken to insure the safety of his employees as well as the community. He said that they sometimes have up to forty five men working in and around the barges on a daily basis.

Mr. Tinner said that he has talked to the Texas Air Control Board in the past and that they have been to his business to monitor the quality of air in the surrounding area. (I personally have not seen the Texas Air Control Board's findings at this time).

We asked Mr. Tinner about Mr. Casale's noise complaint and he stated that a majority of the noise Mr. Casale complains of comes during the very late or early hours of the morning. Mr. Tinner said his men work occasional overtime until 7:00 or 8:00 p.m. at night but their usual work hours are from 7:30 a.m. to 3:30 p.m. They do work overtime on some weekends if they have to get a barge contract completed. We discussed with Mr. Tanner the City's noise ordinances restricting loud noises from 11:00 p.m. until 7:00 a.m. Sunday through Saturday and from 11:00 p.m. Saturday through Sunday afternoon until 1:00 p.m. and told him that we expected the ordinances would continue to be observed.

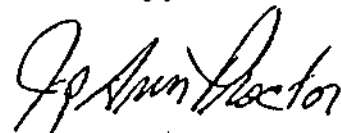
DATE: 10-10-88
TO: Robby Blair, Meryl Walters and Earl Heath
FROM: Jo-Ann Proctor
Re: Nuisance odor at Bridge Harbor

An investigation of Mr. Casale's complaint revealed no odor, no eye irritating fumes and no dead foliage. In investigating Fish Engineering, I discovered the work performed there was heavily regulated and all procedures were well documented. Mr. Tom Randolph, the Fabrication/Marine Manager was very cooperative in showing me the entire dock facility and explaining what type of work took place there. He also explained the precautions taken regarding safety and steps to not inconvenience Mr. Casale. He supplied me with safety reports to read from numerous local, State and Federal agencies. He also gave me a copy of one of their Marine Chemist Certificates (see attached) which is issued prior to work being done on each barge. He explained he had experienced many complaints from Mr. Casale and Fish Engineering had gone to great lengths to alleviate Mr. Casale's fears. When he complained of a bad odor, Fish added a cherry-vanilla fragrance but Mr. Casale continued to complain on the basis of in his opinion, any chemical which had an odor was toxic.

Since Mr. Randolph is well aware of Mr. Casale's presence, it is policy not to open barge tanks which might release obnoxious or toxic fumes when the wind is blowing from the North-East which could possibly carry the fumes over Mr. Casale's property. According to Mr. Randolph's records there had been no tanks opened on the date and time which Mr. Casale was complaining. Furthermore, Jim Mueth of the U.S. Coast Guard/Marine Safety Division, had been present on the Fish Engineering dock from approximately 10:40 AM until 4:00 PM on October 7, 1988 and had not noted any odor. Mr. Randolph did not feel his dock had been the source of any nuisance odors or toxic fumes that date.

Today I received a call from Paul Hunt with the Texas Air Control Board. He will be in my office tomorrow morning. He would like for me to accompany him on an investigation of Mr. Casale's complaint. I would appreciate any further instructions you may have.

Sincerely,



Jo-Ann Proctor,
Health Inspector

JAP:saa

T&E 000161




128 EAST 4TH STREET / FREEPORT, TEXAS 77541 / (409) 233-3526

October 16, 1989

In summary to this preliminary report I have spoken to Ms. Mary Knotts of the Compliance Section of the Texas Air Control Board on the 16th of October 1989, to request that I accompany her on investigation of Mr. Casale's complaint. She is scheduled to arrive in Freeport Tuesday October 17, 1989.

As of this date there are two complaint reports at Bridge Harbor; one dated October 10, 1989 and one dated October 13, 1989. A complete report will follow after above inspection with Air Control Inspector.

Sincerely


Robby L. Blair
Building Official
City of Freeport

RLB:sd

T&E 000162

Mr. Tinner
Hercules Offshore Drilling Company
Freeport, TX 77541

When investigating Hercules Offshore Drilling Company at approximately 11:00 a.m. on October 11, 1989 we watched for signs of dead foliage along the roadway to the entrance of the business as well as outside of the fenced-in area at the location. We walked around the barge drydock facility where sandblasting operations are performed, which is directly behind a large mound of dirt where weeds and grass are growing. We did not see any signs of dead foliage nor experience eye-irritating fumes any time during our visit. Of the several barges at the site only one particular barge appeared to have odors but this could not be detected until one got close to the barge dry dock area.

We talked with General Manager Micky Tinner to assess Mr. Castle's complaints. He said he was aware of Mr. Casale's concerns and had taken measures to prevent discomforts that might be irritate area residents.

Mr. Tinner stated that policies had been implemented to prevent any sand from the sandblasting operations to drift onto properties toward the Bridge Harbor area when Mr. Casales's concerns were first raised. According to Mr. Tinner, Hercules Offshore Drilling's policy is to discontinue all operations when winds blow out of the Northeast toward Bridge Harbor. Mr. Tinner showed us the techniques used in measuring the distance and direction in which the sand moves during blasting operations. Mr. Tinner mentioned that it was very costly to shut his operations down when the winds blew out of the Northeast.

Mr. Tinner mentioned that his company was trying to eliminate concerns regarding sand coming from his business by erecting a 24 foot tall and 400 foot long tennis court-type fence made of plastic material around the sandblasting operation in such a way that it would create a wind tunnel and help direct air flow away from the direction of the Bridge Harbor subdivision. The fence materials are on order and the fence should be erected soon.

We asked Mr. Tinner about Mr. Casale's concerns of being exposed to dangerous chemicals at his residence, particularly the incident Mr. Casale referred to in his letter of October 10, 1988, where he states that "residents were heavily exposed to benezene gas." Mr. Tinner said that the barge Mr. Casale was concerned about had unloaded the chemical Benezene in Houston and its tanks flushed before arriving at his facility. According to Mr. Tinner the only reason Mr. Casale knew that the barge had contained Benzene products was because he had read warning signs on the side of the barge with his binoculars as he often does.

Mr. Tinner stated that before work was done on any barges brought to his facility they must be inspected and certified before his men can go inside to do any hot work or cleaning. Certified equipment (air detectors) must

T&E 000460

be used to perform such inspections and are necessary to get the certification that is required of Hercules Offshore Drilling. We were shown original documents of certificates where permission was received to begin work on barges. We were told that all the certificates and records were kept on file at all times to show what barges are brought on the premises.

Mr. Tanner mentioned that precautions are taken to insure the safety of his employees as well as the community. He said that they sometimes have up to forty five men working in and around the barges on a daily basis.

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R T Side

DATE: 10-13-89

TO: Meryl Walters and Earl Health

FROM: Robby L. Blair

RE: Investigation of Mr. Bob Casale's Complaints regarding the exposure to dangerous chemicals, exposure to sand-blasting materials, and loud abusive noises at Bridge Harbor per his letter addressed to the City of Freeport dated October 10, 1989.

An investigation of Mr. Casale's complaint was made October 13, 1989 at 9:00 a.m. The Brazoria County Health Department was asked to assist Larry Fansher and myself with this inspection. Upon arriving at Mr. Casale's residence we looked for signs of dead vegetation, leaves, trees, weeds, or grass both on the premises and along the canal. During this time no odors, eye irritating fumes or dead foliage at Mr. Casale's home was smelled or seen.

We spoke with Mr. Casale concerning his complaints. He stated that Hercules Offshore Drilling Company was responsible for exposing him and his family to hazardous odors as well as sandblasting materials and abusive loud noises. Mr. Casale showed us what appeared to be dust particles on his furniture located in his screened-in patio area and said it was coming from Hercules Offshore Drilling.

The Brazoria County Health Inspector asked Mr. Casale if her or any of the residents in the area had sought medical attention for chemical exposure or chemical related illnesses. Mr. Casale said that some residents had been to the doctor but was not sure if any doctors determined chemical smells to be the cause of any illnesses. The Brazoria County Health Inspector informed Mr. Casale that it would be helpful if any resident who felt that they were exposed to a dangerous chemicals should have documentation from the medical field or doctors' reports to help support any evidence of chemical exposure. Mr. Casale said people in the subdivision could not afford to keep going to doctors for treatment, and this financial burden was being placed on the residents.

Mr. Casale complained of loud noises coming from Hercules during the late night hours. He stated that they were coming from the barges as they opened and closed the hatches.

We told Mr. Casale that we would talk with other residents in the area as well as the management of Hercules Offshore Drilling Company. We left the house and went to our car located on Snapper Lane where we were able to observe at a distance sandblasting operations taking place at Hercules Offshore Drilling Company. What appeared to be sand particles could be seen around the barge that was being worked on but was seen only around the barge and we could not feel or see any dust or sand nor smell any chemicals at that time.

T&E 000451

R 7 Site

DATE: 10-13-89

TO: Meryl Walters and Earl Heath

FROM: Robby L. Blair

RE: Investigation of Mr. Bob Casale's Complaints regarding the exposure to dangerous chemicals, exposure to sand-blasting materials, and loud abusive noises at Bridge Harbor per his letter addressed to the City of Freeport dated October 10, 1989.

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T&E 000466



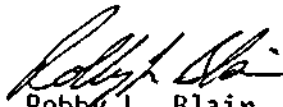
128 EAST 4TH STREET / FREEPORT, TEXAS 77541 / (409) 233-3526

October 16, 1989

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As of this date there are two complaint reports at Bridge Harbor; one dated October 10, 1989 and one dated October 13, 1989. A complete report will follow after above inspection with Air Control Inspector.

Sincerely


Robby L. Blair
Building Official
City of Freeport

RLB:sd

T&E 000465

☐ VIOLATION

☐ VIOLATION FOLLOWUP

D.P.

- ☒ Add
☐ Change
☐ Delete

INVESTIGATION/VIOLATION FORM
(BOLDFACED ITEMS ARE REQUIRED)

DISTRIBUTION:
Blue - Region/Local Program
Canary - Data Entry/Region
Pink - Investigator/Data Entry

Account Number B20118V Account Name: HERCULES OFFSHORE
Date of Investigation (as MMDDYY) 102689 Off Hours (Y or N) Y

Investigator Staffcode RRM1 Permit(s):

1 Primary Investigator Juriscode 070 Other Juriscode 1 --- Other Juriscode 2 ---
Site Name/Location: Surfside
Person Contacted/Phone: ---

Investigation Number 337202A Related Previous Investigation Number
Federal Program (Y or N): NSPS NESHAP Situation Number (COMPLIANCE DIV. ONLY)

*Investigation Type COSV In-House Investigation (Y or N) N **EPN

Comment NO VIOLATIONS DETECTED DURING AFTER-HOURS SURVEILLANCE

2

*** FOR RECORDING REVIEWS OF COMPANY-SUBMITTED REPORTS ONLY ***

Date Test Conducted (as MMDDYY) --- Date Report Received (as MMDDYY) ---

Analysis Review Results (C,N,U) --- Permit(s): --- Retest Required? ---

Investigation Number --- Related Previous Investigation Number
Federal Program (Y or N): NSPS NESHAP Situation Number (COMPLIANCE DIV. ONLY)

3 *Investigation Type --- In-House Investigation (Y or N) --- **EPN
Comment ---

Investigation Number --- Local Ordinance (Y or N)
Violation Number --- (CHANGES/DELETES ONLY) Situation Number (COMPLIANCE DIV. ONLY)
Cause/Description --- (COMPLIANCE DIV. ONLY)
Rule Violated --- Contamcode ---

4

Fill in the Following Applicable Items:

Permit Number --- Permit Provision ---
Board Order Number --- Court Order Number --- CFR Part ---

*FIN Involved --- Facility Name (optional) ---

Violation Type --- (C=Clerical, N=Non-Clerical, I=Imminent Danger)

Date NOV Sent (as MMDDYY) ---

Date NOV Received (as MMDDYY) --- (DEFAULTS TO 5 DAYS AFTER DATE NOV SENT)

Investigation Number --- Local Ordinance (Y or N)
Violation Number --- (CHANGES/DELETES ONLY) Situation Number (COMPLIANCE DIV. ONLY)
Cause/Description --- (COMPLIANCE DIV. ONLY)
Rule Violated --- Contamcode ---

4

Fill in the Following Applicable Items:

Permit Number --- Permit Provision ---
Board Order Number --- Court Order Number --- CFR Part ---

*FIN Involved --- Facility Name (optional) ---

Violation Type --- (C=Clerical, N=Non-Clerical, I=Imminent Danger)

Date NOV Sent (as MMDDYY) ---

Date NOV Received (as MMDDYY) --- (DEFAULTS TO 5 DAYS AFTER DATE NOV SENT)

*SEE BACK FOR VALID CODES AND INVESTIGATION TYPE CODES MATRIX

**EPN REQUIRED FOR INVESTIGATION TYPES INDICATED ON BACK WITH AN *

*FIN REQUIRED FOR VOC VIOLATIONS AS INDICATED WITH A + IN THE USER'S MANUAL RULE TABLE

Investigator Signature: Chapman Date: 10/30/89

Approved By: RR Date: 11/3/89

Screen ID: IV1, IV11, VL1

Page --- of --- Pages

ACB 93A (12/1/87)

T&E 000444

Date 10/30/89 ¹⁰
Time 10:25 am ^{Fi}

Person making call Mary Knotts Tel. 666-4964
Organization Region 7 Location Bellaire

Person receiving call: Steve Davis Tel. 824-7362
Organization ^{TACB} Public Information Location Austin

Subject Media Contact: Brazosport Facts Regarding Hercules
Offshore, Freeport. ^{BL-0118-V}

Summary: I called Steve to inform him of
a telephone conversation I had with Ken
Chambers of the "Brazosport Facts" newspaper
in Clute. Mr. Chambers wanted to know
more about the complaints to our agency about
Hercules Offshore; a barge cleaning and refurbish
operation. I informed Mr. Chambers that we
had received complaints alleging nuisance
due to dust from sandblasting and nuisance
due to the venting of various vapors from
the barges. I told Mr. Chambers also that
a violation notice had been issued for dust from
sandblasting. But no nuisance violations have
been documented related to vapor emissions for
the barges.

T&E 000414

Date 10/30/89 SM
Time 10:25 am File

Person making call Mary Knotts Tel. 666-4964
Organization Region 7 Location Bellaire

Person receiving call Steve Davis Tel. 824-7362
Organization TACB Public Information Location Austin

Subject Media Contact; Brazosport Facts Regarding Hercules
Offshore, Freeport. BL-0118-V

Summary: I called Steve to inform him of
a telephone conversation I had with Ken
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more about the complaints to our agency about
Hercules Offshore; a barge cleaning and refurbish
operation. I informed Mr. Chambers that we
had received complaints alleging nuisance
due to dust from sandblasting and nuisance
due to the venting of various vapors from
the barges. I told Mr. Chambers also that
a violation Notice had been issued for dust from
sandblasting. But no nuisance violations have
been documented related to vapor emissions for
the barges.

T&E 000061

Date 10/20/81

Time 10:25 am File 1000472

Person making call Mary Knotts

Tel. 666-4964

Organization Region 7

Location Bellaire

Person receiving call Steve Davis

Tel. 824-7362

Organization TACB Public Information

Location Austin

BL-0118-V

Subject Media Contact: Brazosport Facts Regarding Hercules
Offshore, Freeport.

Summary: I called Steve to inform him of
a telephone conversation I had with Ken
Chambers of the "Brazosport Facts" News paper
in Clute. Mr. Chambers wanted to know
more about the complaints to our agency about
Hercules Offshore; a barge cleaning and refurbish
operation. I informed Mr. Chambers that we
had received complaints alleging nuisance
due to dust from sandblasting and nuisance
due to the venting of various vapors from
the barges. I told Mr. Chambers also that
a violation notice had been issued for dust from
sandblasting. But no nuisance violations have
been documented related to vapor emissions for
the barges.

Copies to: Steve Davis

T&E 000472

Texas Air Control Board

AUSTIN

TEXAS

INTEROFFICE

Herbert W. Williams, Jr.
Regional Director, Houston

Sabino Gomez, M.P.H.
Director, Compliance Div.

FROM

TO

SUBJECT Subject: NOV Status/Response Evaluation & Resolution Notice

ACCOUNT NAME: Hercules Off shore C ACCOUNT NO. 13 L01180

Facility Involved: Garage repair

Investigation Date: 8/2/89 Violation(s): 101.4/4.01(a)

Date of NOV Letter: 9/19/89 Investigator: MAK/PM

Date NOV Received: 9/20/89 (Defaults to 5 days after NOV)

Response Due: 10/2/89 Response Received: 10/6/89

FEC Date: _____

RECOMMENDED ACTION:

☐ BOARD ORDER ONLY
☐ BOARD ORDER w/ADMIN. PENALTY
☐ CONTESTED CASE HEARING
☐ FORMAL ENFORCEMENT ACTION

☒ INFORMAL ENFORCEMENT ACTION
☐ LEGAL ACTION
☐ PERMIT REVOCATION
☐ UNDECIDED

RESOLUTION DATE: _____ ACTUAL COMPLIANCE DATE _____

PROJECTED COMPLIANCE DATE _____

INFORMAL RESOLUTION METHOD:

(DOCUMENT COPY ATTACHED)

☐ DELETED, NOV NOT VALID
☐ INVESTIGATION
☒ LETTER FROM SOURCE
☐ MEMORANDUM INDICATING
RESOLUTION
☐ RECORD OF TELEPHONE CALL

☐ PERMIT ISSUED
☐ REGULATION CHANGED
☐ QUALIFIES FOR STANDARD
EXEMPTION
☐ SAMPLING INDICATES RESOLUTION

FORMAL RESOLUTION:

BOARD ORDER NO.: _____

ORDER DATE: _____

COURT ORDER NO.: _____

PENALTY AMOUNT: _____

COMMENTS: _____

SIGNED _____

DATE 10/31/89 000173



Strength through experience, equipment, know-how

11011 Richmond Ave., Suite 500
Houston, Texas 77042

Office (713) 789-7983
Fax (713) 789-4063

October 2, 1989



Air Quality Control
Region 7
5555 West Loop
Suite 300
Bellaire, Texas 77401

Re: Notice of Violation
General Rule 101-4
Account No. BL-0118-V

Dear Ms. Mary Knotts:

This letter is in response to the violation that we received for our Sandblasting project.

To eliminate any further violations, Hercules Offshore will not do any sandblasting when the wind is out of an Easterly direction.

Thank you for your time and cooperation.

Sincerely,

A handwritten signature in cursive script that reads "Mickey W. Tiner".

Mickey W. Tiner
General Manager

MWT/se

T&E 000174

Texas Air Control Board

AUSTIN

TEXAS

INTEROFFICE

Herbert W. Williams, Jr.
Regional Director, Houston

Sabino Gomez, M.P.H.
Director, Compliance Div.

FROM _____ TO _____

SUBJECT Subject: NOV Status/Response Evaluation & Resolution Notice

ACCOUNT NAME: Hercules Offshore Co ACCOUNT NO. 13 L01180

Facility Involved: Gauge repair

Investigation Date: 8/2/89 Violation(s): 101.4 / 4.01(a)

Date of NOV Letter: 9/19/89 Investigator: MAK / PM

Date NOV Received: 9/20/89 (Defaults to 5 days after NOV)

Response Due: 10/2/89 Response Received: 10/6/89

FEC Date: _____

RECOMMENDED ACTION:

☐ BOARD ORDER ONLY
☐ BOARD ORDER w/ADMIN. PENALTY
☐ CONTESTED CASE HEARING
☐ FORMAL ENFORCEMENT ACTION

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☐ MEMORANDUM INDICATING
RESOLUTION
☐ RECORD OF TELEPHONE CALL

☐ PERMIT ISSUED
☐ REGULATION CHANGED
☐ QUALIFIES FOR STANDARD
EXEMPTION
☐ SAMPLING INDICATES RESOLUTION

FORMAL RESOLUTION:

BOARD ORDER NO.: _____

ORDER DATE: _____

COURT ORDER NO.: _____

PENALTY AMOUNT: _____

COMMENTS: _____

SIGNED _____

DATE 10/31/89 & E 000163



Strength through experience, equipment, know-how

11011 Richmond Ave., Suite 500
Houston, Texas 77042

Office (713) 789-7983
Fax (713) 789-4063

October 2, 1989



Air Quality Control
Region 7
5555 West Loop
Suite 300
Bellaire, Texas 77401

Re: Notice of Violation
General Rule 101-4
Account No. BL-0118-V

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Thank you for your time and cooperation.

Sincerely,

A handwritten signature in cursive script that reads 'Mickey W. Tiner'.

Mickey W. Tiner
General Manager

MWT/se

T&E 000164

TEXAS AIR CONTROL BOARD

AUSTIN

TEXAS

INTEROFFICE

Herbert W. Williams, Jr.
Regional Director, HoustonSabino Gomez, M.P.H.
Director, Compliance Div.

FROM

TO

SUBJECT Subject: NOV Status/Response Evaluation & Resolution Notice

ACCOUNT NAME: Hercules Offshore Co ACCOUNT NO. BLO1180Facility Involved: Garage repairInvestigation Date: 8/2/89 Violation(s): 101.4 / 4.01(a)Date of NOV Letter: 9/19/89 Investigator: MAK / DMDate NOV Received: 9/20/89 (Defaults to 5 days after NOV)Response Due: 10/2/89 Response Received: 10/6/89

FEC Date: _____

RECOMMENDED ACTION:

☐ BOARD ORDER ONLY
☐ BOARD ORDER w/ADMIN. PENALTY
☐ CONTESTED CASE HEARING
☐ FORMAL ENFORCEMENT ACTION

☒ INFORMAL ENFORCEMENT ACTION
☐ LEGAL ACTION
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☐ UNDECIDED

RESOLUTION DATE: _____ ACTUAL COMPLIANCE DATE _____

PROJECTED COMPLIANCE DATE _____

INFORMAL RESOLUTION METHOD:

(DOCUMENT COPY ATTACHED)

☐ DELETED, NOV NOT VALID
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☐ MEMORANDUM INDICATING
RESOLUTION
☐ RECORD OF TELEPHONE CALL

☐ PERMIT ISSUED
☐ REGULATION CHANGED
☐ QUALIFIES FOR STANDARD
EXEMPTION
☐ SAMPLING INDICATES RESOLUTION

FORMAL RESOLUTION:

BOARD ORDER NO.: _____

ORDER DATE: _____

COURT ORDER NO.: _____

PENALTY AMOUNT: _____

COMMENTS: _____

T&E 000458

SIGNED

MAK/DM
11/2/89



Strength through experience, equipment, know-how

11011 Richmond Ave., Suite 500
Houston, Texas 77042

Office (713) 789-7983
Fax (713) 789-4063

October 2, 1989

Air Quality Control
Region 7
5555 West Loop
Suite 300
Bellaire, Texas 77401

Re: Notice of Violation
General Rule 101-4
Account No. BL-0118-V

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Sincerely,

A handwritten signature in cursive script that reads 'Mickey W. Tiner'.

Mickey W. Tiner
General Manager

MWT/se



T&E 000459